

# EXHIBIT C

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF ERIE

ERIE COUNTY MEDICAL CENTER CORPORATION; CATHOLIC HEALTH SYSTEM, INC.; SISTERS OF CHARITY HOSPITAL OF BUFFALO, NEW YORK; MERCY HOSPITAL OF BUFFALO; KENMORE MERCY HOSPITAL; MOUNT ST. MARY'S HOSPITAL OF NIAGARA FALLS; ELLIS HOSPITAL FOUNDATION, INC.; KALEIDA HEALTH; OLEAN GENERAL HOSPITAL; NIAGARA FALLS MEMORIAL MEDICAL CENTER; and ST. LUKE'S CORNWALL HOSPITAL,

Index No. 806187/2021

Plaintiffs,

v.

TEVA PHARMACEUTICALS USA, INC.; CEPHALON, INC.; WATSON LABORATORIES, INC.; ACTAVIS PHARMA, INC. (f/k/a WATSON PHARMA INC.); ACTAVIS LLC (f/k/a ACTAVIS INC.); JOHNSON & JOHNSON; JANSSEN PHARMACEUTICALS, INC. (f/k/a ORTHO-MCNEIL-JANSSEN PHARMACEUTICALS, INC. f/k/a JANSSEN PHARMACEUTICA, INC.); NORAMCO, INC.; ENDO HEALTH SOLUTIONS, INC.; ENDO PHARMACEUTICALS INC.; PAR PHARMACEUTICALS COMPANIES, INC. (f/k/a PAR PHARMACEUTICAL HOLDINGS, INC.); PAR PHARMACEUTICAL, INC.; ABBOTT LABORATORIES; ABBOTT LABORATORIES, INC.; AMNEAL PHARMACEUTICALS, LLC; ALLERGAN FINANCE, LLC (f/k/a ACTAVIS, INC. f/k/a WATSON PHARMACEUTICALS, INC.); ALLERGAN SALES, LLC; ALLERGAN USA, INC.; PRACTICE FUSION, INC.; ALLSCRIPTS

HEALTHCARE SOLUTIONS, INC.;  
 AMERISOURCEBERGEN DRUG  
 CORPORATION; ANDA, INC.; CARDINAL  
 HEALTH, INC.; H.D. SMITH, LLC (f/k/a H.D.  
 SMITH WHOLESALE DRUG CO.); HENRY  
 SCHEIN, INC.; CVS PHARMACY, INC.; CVS  
 INDIANA, L.L.C.; CVS ORLANDO FL  
 DISTRIBUTION, L.L.C.; CVS PA  
 DISTRIBUTION, L.L.C.; CVS TN  
 DISTRIBUTION, L.L.C.; CVS VERO FL  
 DISTRIBUTION, L.L.C.; CVS RX SERVICES,  
 INC.; CVS ALBANY, L.L.C.; RITE AID OF NEW  
 YORK, INC.; RITE AID DRUG PALACE, INC.;  
 RITE AID OF MARYLAND, INC. (d/b/a RITE  
 AID MID-ATLANTIC CUSTOMER SUPPORT  
 CENTER, INC.); WALGREEN CO.;  
 WALGREEN EASTERN CO., INC.; WALMART  
 INC. (f/k/a/ WAL-MART STORES, INC.); WAL-  
 MART STORES EAST, LP; JIM HENNING,  
 DARCI GILLIS, JAMES MCVAY, KIM CADIN;  
 ANTHONY ONESTO; JEFF PALMER; and  
 DOES 1-100,

Defendants.

### AFFIDAVIT OF SERVICE

STATE OF NEW YORK     )  
                                       ): ss:  
 COUNTY OF ERIE         )

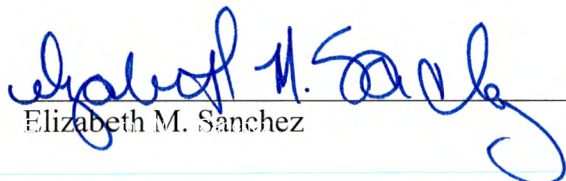
Elizabeth M. Sanchez, being duly sworn, deposes and says:

1. I am not a party to this action, am over 18 years of age and am employed with Rupp Baase Pfalzgraf Cunningham LLC located in Buffalo, New York.

2. On the 17th day of June, 2021, I served a copy of the Notification of Electronic Filing and the filed Summons and Complaint on the following:

CT Corporation  
 28 Liberty Street, Floor 42  
 New York, New York 10005

by Overnight Mail/Federal Express upon the designated agent, CT Corporation (on behalf of Abbott Laboratories; Allergan Sales, LLC; AmerisourceBergen Drug Corp.; Wal-Mart, Inc.; Wal-Mart Stores East, LP; CVS Orlando FL Distribution, LLC; CVS PA Distribution, LLC; CVS RX Services, Inc.; CVS Albany, LLC; Rite Aid of New York, Inc.; and Rite Aid of Maryland, Inc. and accepted on June 17, 2021.

  
Elizabeth M. Sanchez

Sworn to before me this  
22nd day of June, 2021.

  
Notary Public

JODIL L. FOLEY-JOHNSTON  
Notary Public, State of New York  
Qualified in Erie County  
My Commission Expires Nov. 22, 2021

ORIGIN ID:BUFA (716) 854-3400

MARCO CERCONI, ESQ.

RUPP, BAASE, PFALZGRAF

424 MAIN STREET

SUITE 1600

BUFFALO, NY 14202

UNITED STATES US

SHIP DATE: 17 JUN 21

ACTWGT: 15.00 LB

CAD: 4284736IN/ET4340

BILL SENDER

TO  
CT CORPORATION  
CT CORPORATION  
28 LIBERTY STREET, FLOOR 42

NEW YORK NY 10005

(716) 854-3400

REF: 3400/22576

DEPT:

PO:

NY/

1 of 3

TRK# 7740 2847 9410

0201

## MASTER ##

E3 SXYA

10005

NY-US

EWVR

FRI - 18 JUN 4:30P

STANDARD OVERNIGHT





56D.J3/B387/FE4A

**After printing this label:**

1. Use the 'Print' button on this page to print your label to your laser or inkjet printer.
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ORIGIN ID:BUFA (716) 854-3400  
MARCO CERONE ESQ  
RUPP BAASE PFALZGRAF  
424 MAIN STREET  
SUITE 1600  
BUFFALO, NY 14202  
UNITED STATES US

SHIP DATE: 17 JUN 21  
ACTWGT: 15.00 LB  
CAD: 4284735INET 4340

BILL SENDER

TO  
CT CORPORATION  
CT CORPORATION  
28 LIBERTY STREET, FLOOR 42

NEW YORK NY 10005  
(716) 854-3400  
REF: 340022576  
DEPT:

  
FedEx  
Express  
J2113210231015UW

2 of 3  
MP# 7740 2847 9215  
Mstr# 7740 2847 9410  
0263  
0201  
FRI.. 18 JUN 4:30P  
STANDARD OVERNIGHT  
E3 SXYA  
10005  
NY-US EWR



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ORIGIN ID: BUFA (716) 854-3400 MARCO CERCONI, ESQ. RUPP, BARRY PFALZGRAF 424 MAIN STREET SUITE 1600 BUFFALO, NY 14202 UNITED STATES US	SHIP DATE: 17 JUN 21 ACTWGT: 15.00 LB CAD: 4284736/NET4340 BILL SENDER
TO CT CORPORATION CT CORPORATION 28 LIBERTY STREET, FLOOR 42 NEW YORK NY 10005 (716) 854-3400 REF: 3400 22576 NY: DEPT:	
 	
3 of 3 MPS# 7740 2847 9682 Mst# 7740 2847 9410 E3 SXYA NY-US 10005 EWR STANDARD OVERNIGHT FRI - 18 JUN 4:30P	

56D.GIB387FE4A

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From: [TrackingUpdates@fedex.com](mailto:TrackingUpdates@fedex.com)  
To: Sanchez, Elizabeth M.  
Subject: FedEx Shipment 774028479410: Your packages have been delivered  
Date: Friday, June 18, 2021 2:25:47 PM



Hi. All of your packages were delivered.

Delivered Fri, 06/18/2021 at 1:51pm to 28 LIBERTY ST, NEW YORK, NY 10005

OBTAIN PROOF OF DELIVERY

TRACKING ID	STATUS
<a href="#">774028479682</a>	 Delivered
<a href="#">774028479215</a>	 Delivered
<a href="#">774028479410</a>	 Delivered

MASTER TRACKING NUMBER [774028479410](#)

FROM	Rupp, Baase, Pfalzgraf 424 Main Street Suite 1600 Buffalo, NY, US, 14202
TO	CT Corporation CT Corporation 28 Liberty Street, Floor 42



NEW YORK, NY, US, 10005

REFERENCE 3400.22576

SHIPPER REFERENCE 3400.22576

SHIP DATE Thu 6/17/2021 06:33 PM

PACKAGING TYPE FedEx Box

ORIGIN Buffalo, NY, US, 14202

DESTINATION NEW YORK, NY, US, 10005

SPECIAL HANDLING Deliver Weekday

NUMBER OF PIECES 3

TOTAL SHIPMENT WEIGHT 45.00 LB

SERVICE TYPE FedEx Standard Overnight

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shipments and request to customize  
your deliveries through the app.



LEARN MORE

FOLLOW FEDEX



Please do not respond to this message. This email was sent from an unattended mailbox.

This report was generated at approximately 1:25 PM CDT 06/18/2021.

All weights are estimated.

To track the latest status of your shipment, click on the tracking number above.

Standard transit is the date and time the package is scheduled to be delivered by, based on the selected service, destination and ship date. Limitations and exceptions may apply. Please see the FedEx Service Guide for terms and conditions of service, including the FedEx Money-Back Guarantee, or contact your FedEx Customer Support representative.

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Thank you for your business.



June 21, 2021

Dear Customer,

The following is the proof-of-delivery for tracking number: 774028479215

---

**Delivery Information:**

---

<b>Status:</b>	Delivered	<b>Delivered To:</b>	
<b>Signed for by:</b>	Signature release on file	<b>Delivery Location:</b>	28 LIBERTY ST
<b>Service type:</b>	FedEx Standard Overnight		
<b>Special Handling:</b>	Deliver Weekday		NEW YORK, NY, 10005
		<b>Delivery date:</b>	Jun 18, 2021 13:51

---

**Shipping Information:**

---

<b>Tracking number:</b>	774028479215	<b>Ship Date:</b>	Jun 17, 2021
		<b>Weight:</b>	15.0 LB/6.81 KG

**Recipient:**  
CT Corporation, CT Corporation  
28 Liberty Street, Floor 42  
NEW YORK, NY, US, 10005

**Shipper:**  
Marco Cercone, Esq., Rupp, Baase, Pfalzgraf  
424 Main Street  
Suite 1600  
Buffalo, NY, US, 14202

**Reference** 3400.22576

Proof-of-delivery details appear below; however, no signature is available for this FedEx Express shipment because a signature was not required.



June 21, 2021

Dear Customer,

The following is the proof-of-delivery for tracking number: 774028479682

---

**Delivery Information:**

---

<b>Status:</b>	Delivered	<b>Delivered To:</b>	
<b>Signed for by:</b>	Signature release on file	<b>Delivery Location:</b>	28 LIBERTY ST
<b>Service type:</b>	FedEx Standard Overnight		
<b>Special Handling:</b>	Deliver Weekday		NEW YORK, NY, 10005
		<b>Delivery date:</b>	Jun 18, 2021 13:51

---

**Shipping Information:**

---

<b>Tracking number:</b>	774028479682	<b>Ship Date:</b>	Jun 17, 2021
		<b>Weight:</b>	15.0 LB/6.81 KG

**Recipient:**  
CT Corporation, CT Corporation  
28 Liberty Street, Floor 42  
NEW YORK, NY, US, 10005**Shipper:**  
Marco Cercone, Esq., Rupp, Baase, Pfalzgraf  
424 Main Street  
Suite 1600  
Buffalo, NY, US, 14202**Reference** 3400.22576

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June 21, 2021

Dear Customer,

The following is the proof-of-delivery for tracking number: 774028479410

---

**Delivery Information:**

<b>Status:</b>	Delivered	<b>Delivered To:</b>	
<b>Signed for by:</b>	Signature release on file	<b>Delivery Location:</b>	28 LIBERTY ST
<b>Service type:</b>	FedEx Standard Overnight		
<b>Special Handling:</b>	Deliver Weekday		NEW YORK, NY, 10005
		<b>Delivery date:</b>	Jun 18, 2021 13:51

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<b>Tracking number:</b>	774028479410	<b>Ship Date:</b>	Jun 17, 2021
		<b>Weight:</b>	15.0 LB/6.81 KG

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NEW YORK, NY, US, 10005

**Shipper:**  
Marco Cercone, Esq., Rupp, Baase, Pfalzgraf  
424 Main Street  
Suite 1600  
Buffalo, NY, US, 14202

**Reference** 3400.22576

Proof-of-delivery details appear below; however, no signature is available for this FedEx Express shipment because a signature was not required.

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF ERIE

ERIE COUNTY MEDICAL CENTER CORPORATION; CATHOLIC HEALTH SYSTEM, INC.; SISTERS OF CHARITY HOSPITAL OF BUFFALO, NEW YORK; MERCY HOSPITAL OF BUFFALO; KENMORE MERCY HOSPITAL; MOUNT ST. MARY'S HOSPITAL OF NIAGARA FALLS; ELLIS HOSPITAL FOUNDATION, INC.; KALEIDA HEALTH; OLEAN GENERAL HOSPITAL; NIAGARA FALLS MEMORIAL MEDICAL CENTER; and ST. LUKE'S CORNWALL HOSPITAL,

Index No. 806187/2021

Plaintiffs,

v.

TEVA PHARMACEUTICALS USA, INC.; CEPHALON, INC.; WATSON LABORATORIES, INC.; ACTAVIS PHARMA, INC. (f/k/a WATSON PHARMA INC.); ACTAVIS LLC (f/k/a ACTAVIS INC.); JOHNSON & JOHNSON; JANSSEN PHARMACEUTICALS, INC. (f/k/a ORTHO-MCNEIL-JANSSEN PHARMACEUTICALS, INC. f/k/a JANSSEN PHARMACEUTICA, INC.); NORAMCO, INC.; ENDO HEALTH SOLUTIONS, INC.; ENDO PHARMACEUTICALS INC.; PAR PHARMACEUTICALS COMPANIES, INC. (f/k/a PAR PHARMACEUTICAL HOLDINGS, INC.); PAR PHARMACEUTICAL, INC.; ABBOTT LABORATORIES; ABBOTT LABORATORIES, INC.; AMNEAL PHARMACEUTICALS, LLC; ALLERGAN FINANCE, LLC (f/k/a ACTAVIS, INC. f/k/a WATSON PHARMACEUTICALS, INC.); ALLERGAN SALES, LLC; ALLERGAN USA, INC.; PRACTICE FUSION, INC.; ALLSCRIPTS

HEALTHCARE SOLUTIONS, INC.;  
 AMERISOURCEBERGEN DRUG  
 CORPORATION; ANDA, INC.; CARDINAL  
 HEALTH, INC.; H.D. SMITH, LLC (f/k/a H.D.  
 SMITH WHOLESALE DRUG CO.); HENRY  
 SCHEIN, INC.; CVS PHARMACY, INC.; CVS  
 INDIANA, L.L.C.; CVS ORLANDO FL  
 DISTRIBUTION, L.L.C.; CVS PA  
 DISTRIBUTION, L.L.C.; CVS TN  
 DISTRIBUTION, L.L.C.; CVS VERO FL  
 DISTRIBUTION, L.L.C.; CVS RX SERVICES,  
 INC.; CVS ALBANY, L.L.C.; RITE AID OF NEW  
 YORK, INC.; RITE AID DRUG PALACE, INC.;  
 RITE AID OF MARYLAND, INC. (d/b/a RITE  
 AID MID-ATLANTIC CUSTOMER SUPPORT  
 CENTER, INC.); WALGREEN CO.;  
 WALGREEN EASTERN CO., INC.; WALMART  
 INC. (f/k/a/ WAL-MART STORES, INC.); WAL-  
 MART STORES EAST, LP; JIM HENNING,  
 DARCI GILLIS, JAMES MCVAY, KIM CADIN;  
 ANTHONY ONESTO; JEFF PALMER; and  
 DOES 1-100,

Defendants.

**AFFIDAVIT OF SERVICE**

STATE OF NEW YORK     )  
   ): ss:  
 COUNTY OF ERIE         )

Elizabeth M. Sanchez, being duly sworn, deposes and says:

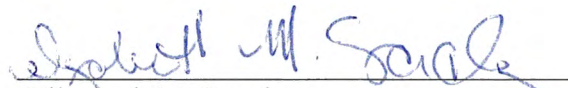
1. I am not a party to this action, am over 18 years of age and am employed with Rupp Baase Pfalzgraf Cunningham LLC located in Buffalo, New York.

2. On the 21st day of June, 2021, I served a copy of the Notification of Electronic Filing and the filed Summons and Complaint on the following:

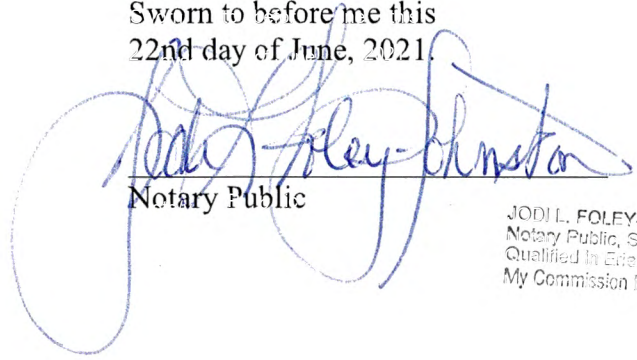
The Corporation Trust Company  
 1209 N. Orange Street  
 Wilmington, DE 19801



by Overnight Mail/Federal Express upon the designated agent, The Corporation Trust Company (on behalf of Allscripts Healthcare Solutions, Inc., Amneal Pharmaceuticals, LLC, Endo Health Solutions, Inc., Endo Pharmaceuticals, Inc., Noramco, Inc., Par Pharmaceutical Companies, Inc., Par Pharmaceutical, Inc., Practice Fusion, Inc., H.D. Smith, LLC. And CVS Pharmacy, Inc.) and accepted on June 22, 2021.

  
Elizabeth M. Sanchez

Sworn to before me this  
22nd day of June, 2021.

  
Notary Public

JODI L. FOLEY-JOHNSTON  
Notary Public, State of New York  
Qualified in Erie County  
My Commission Expires Nov. 22, 2021

1. The first step in the process of creating a new product is to identify a market need. This involves conducting market research to understand what consumers want and what gaps exist in the current market.

2. Once a market need is identified, the next step is to develop a concept. This involves brainstorming ideas and creating a rough sketch of the product.

3. The third step is to create a prototype. This is a physical model of the product that allows you to test its functionality and appearance.

4. After the prototype is created, the next step is to conduct a feasibility study. This involves evaluating the technical, financial, and market viability of the product.

5. If the feasibility study is positive, the next step is to develop a business plan. This document outlines the company's goals, strategies, and financial projections.

6. The final step in the process is to launch the product. This involves marketing the product to the target market and distributing it to customers.

56DJ3B387FE4A

ORIGIN ID: BUFA (716) 854-3400  
 MARCO CERCONI ESQ.  
 RUPP, BASE, PFALZGRAF  
 424 MAIN STREET  
 SUITE 1600  
 BUFFALO, NY 14202  
 UNITED STATES US

SHIP DATE: 21 JUN 21  
 ACT. WT: 20.00 LB  
 C/P: 4284736/IN/14340

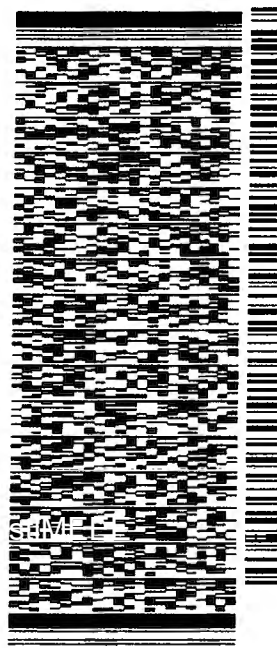
BILL SENDER

TO THE CORPORATION TRUST COMPANY  
 THE CORPORATION TRUST COMPANY  
 1209 N. ORANGE STREET

WILMINGTON DE 19801

(716) 854-3400 REF: 340022676

INV: PO: DEPT:



J2153216321616w

2 of 3

MP# 7740 5658 4526

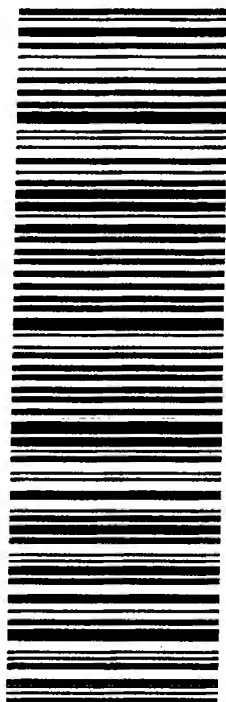
Mstr# 7740 5658 4283

0201

TUE - 22 JUN 4:30P  
 STANDARD OVERNIGHT

EEZWIA

19801  
 DE-US PHL



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 MARCO CERCONI, ESQ.  
 RUPP, BAASE, PFALZGRAF  
 424 MAIN STREET  
 SUITE 1600  
 BUFFALO, NY 14202  
 UNITED STATES US

SHIP DATE: 21 JUN 21  
 ACTWGT: 20.00 LB  
 CAD: 4284/36/NET 4340

BILL SENDER

TO THE CORPORATION TRUST COMPANY  
 THE CORPORATION TRUST COMPANY  
 1209 N. ORANGE STREET

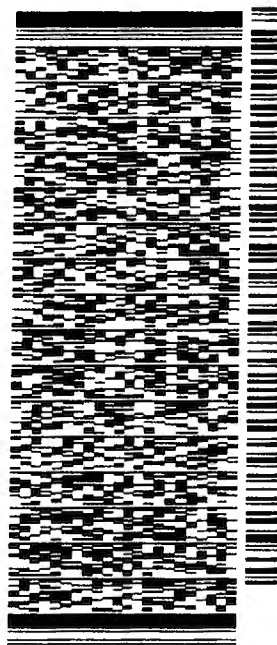
WILMINGTON DE 19801

REF: 3400/225/6

(716) 854-3400  
 INV.  
 PO.

DEPT:

56D131E387FE4A



3 of 3

MPS#

7740 5658 5132

Mstr# 7740 5658 4283

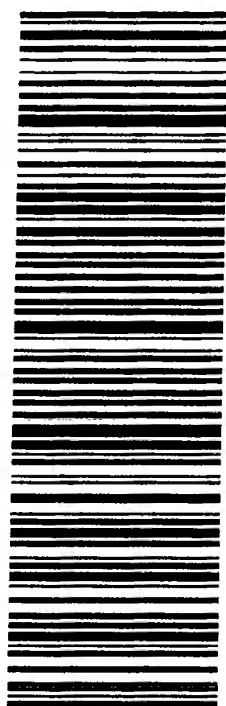
0201

STANDARD OVERNIGHT

TUE - 22 JUN 4:30P

EE ZWIA

19801  
 DE-US PHL



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---

**From:** TrackingUpdates@fedex.com  
**Sent:** Tuesday, June 22, 2021 11:41 AM  
**To:** Sanchez, Elizabeth M.  
**Subject:** FedEx MPS Shipment 774056584283 Delivered

---

This tracking update has been requested by:

**Company Name:** Rupp, Baase, Pfalzgraf  
**Name:** Marco Cercone, Esq.  
**E-mail:**

---

**Reference:** 3400.22576  
**Ship date:** Jun 21, 2021  
**Signed for by:** N.BANKS  
**Delivery location:** WILMINGTON, DE  
**Delivered to:** Mailroom  
**Delivery date:** Tue, 6/22/2021 11:06 am  
**Service type:** FedEx Standard Overnight®  
**Packaging type:** FedEx® Box  
**Number of pieces:** 3  
**Total shipment weight:** 60.00 lb.  
**Special handling/Services:** Deliver Weekday

**Master tracking number:** 774056584283 (1 of 3)  
**Weight:** 20.00 lb.

**Tracking number:** 774056584526 (2 of 3)  
**Weight:** 20.00 lb.

**Tracking number:** 774056585132 (3 of 3)  
**Weight:** 20.00 lb.

Shipper Information	Recipient Information
Marco Cercone, Esq.	The Corporation Trust Company
Rupp, Baase, Pfalzgraf	The Corporation Trust Company
424 Main Street	1209 N. Orange Street
Suite 1600	WILMINGTON
Buffalo	DE
NY	US
US	19801



14202

Please do not respond to this message. This email was sent from an unattended mailbox. This report was generated at approximately 10:40 AM CDT on 06/22/2021.

All weights are estimated.

The shipment is scheduled for delivery on or before the scheduled delivery displayed above. FedEx does not determine money-back guarantee or delay claim requests based on the scheduled delivery. Please see the FedEx Service Guide for terms and conditions of service, including the FedEx Money-Back Guarantee, or contact your FedEx customer support representative.

To track the status of this shipment online, please use the following:

<https://nam10.safelinks.protection.outlook.com/?url=https%3A%2F%2Fwww.fedex.com%2Fapps%2Ffedextrack%2F%3Faction%3Dtrack%26tracknumbers%3D774056584283%26language%3Den%26opco%3DFX%26clienttype%3Diother&am p;data=04%7C01%7Csanchez%40ruppbaase.com%7Cba0edefd0cb0464df01508d935941e86%7C2e988012191e488884e b33795fffeb4f%7C0%7C0%7C637599732546220853%7CUnknown%7CTWfPbGZsb3d8eyJWljoiMC4wLjAwMDAiLCJljoiv 2luMzliLCJBtIl6lk1haWwiLCJXVCi6Mn0%3D%7C1000&am p;sdata=mCtbxgmWRutn%2B%2F5r%2BMBirn3TDQ1LLZcpSc4 CjpeEa60%3D&am p;reserved=0>

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Thank you for your business.



June 22, 2021

Dear Customer,

The following is the proof-of-delivery for tracking number: 774055584283

---

**Delivery information:**

---

Status:	Delivered	Delivered To:	Mailroom
Signed for by:	N.BANKS	Delivery Location:	1209 N ORANGE ST
Service type:	FedEx Standard Overnight		
Special Handling:	Deliver Weekday		WILMINGTON, DE, 19801
		Delivery date:	Jun 22, 2021 11:06

---

**Shipping information:**

---

Tracking number:	774055584283	Ship Date:	Jun 21, 2021
		Weight:	20.0 LB/9.08 KG

**Recipient:**  
The Corporation Trust Company, The Corporation Trust Company  
1209 N. Orange Street  
WILMINGTON, DE, US, 19801

**Shipper:**  
Marco Cercone, Esq., Rupp, Bease, Pfaltzgraf  
424 Main Street  
Suite 1600  
Buffalo, NY, US, 14202

**Reference** 3400.22576





June 22, 2021

Dear Customer,

The following is the proof-of-delivery for tracking number: 774056584526

---

**Delivery Information:**

Status:	Delivered	Delivered To:	Mailroom
Signed for by:	N.BANKS	Delivery Location:	1209 N ORANGE ST
Service type:	FedEx Standard Overnight		
Special Handling:	Deliver Weekday		WILMINGTON, DE, 19801
		Delivery date:	Jun 22, 2021 11:06

---

**Shipping Information:**

Tracking number:	774056584526	Ship Date:	Jun 21, 2021
		Weight:	20.0 LB/9.08 KG

**Recipient:**  
The Corporation Trust Company, The Corporation Trust Company  
1209 N. Orange Street  
WILMINGTON, DE, US, 19801

**Shipper:**  
Marco Cercone, Esq., Rupp, Baese, Pfalzgraf  
424 Main Street  
Suite 1600  
Buffalo, NY, US, 14202

**Reference** 3400.22576



June 22, 2021

Dear Customer,

The following is the proof-of-delivery for tracking number: 774056585132

---

**Delivery Information:**

---

Status:	Delivered	Delivered To:	Mailroom
Signed for by:	N.BANKS	Delivery Location:	1209 N ORANGE ST
Service type:	FedEx Standard Overnight		
Special Handling:	Deliver Weekday		WILMINGTON, DE, 19801
		Delivery date:	Jun 22, 2021 11:06

---

**Shipping Information:**

---

Tracking number:	774056585132	Ship Date:	Jun 21, 2021
		Weight:	20.0 LB/9.08 KG

**Recipient:**  
The Corporation Trust Company, The Corporation Trust Company  
1209 N. Orange Street  
WILMINGTON, DE, US, 19801

**Shipper:**  
Marco Cercone, Esq., Rupp, Baese, Pfalzgraf  
424 Main Street  
Suite 1600  
Buffalo, NY, US, 14202

**Reference** 3400.22576

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF ERIE

ERIE COUNTY MEDICAL CENTER CORPORATION; CATHOLIC HEALTH SYSTEM, INC.; SISTERS OF CHARITY HOSPITAL OF BUFFALO, NEW YORK; MERCY HOSPITAL OF BUFFALO; KENMORE MERCY HOSPITAL; MOUNT ST. MARY'S HOSPITAL OF NIAGARA FALLS; ELLIS HOSPITAL FOUNDATION, INC.; KALEIDA HEALTH; OLEAN GENERAL HOSPITAL; NIAGARA FALLS MEMORIAL MEDICAL CENTER; and ST. LUKE'S CORNWALL HOSPITAL,

Index No. 806187/2021

Plaintiffs,

v.

TEVA PHARMACEUTICALS USA, INC.; CEPHALON, INC.; WATSON LABORATORIES, INC.; ACTAVIS PHARMA, INC. (f/k/a WATSON PHARMA INC.); ACTAVIS LLC (f/k/a ACTAVIS INC.); JOHNSON & JOHNSON; JANSSEN PHARMACEUTICALS, INC. (f/k/a ORTHO-MCNEIL-JANSSEN PHARMACEUTICALS, INC. f/k/a JANSSEN PHARMACEUTICA, INC.); NORAMCO, INC.; ENDO HEALTH SOLUTIONS, INC.; ENDO PHARMACEUTICALS INC.; PAR PHARMACEUTICALS COMPANIES, INC. (f/k/a PAR PHARMACEUTICAL HOLDINGS, INC.); PAR PHARMACEUTICAL, INC.; ABBOTT LABORATORIES; ABBOTT LABORATORIES, INC.; AMNEAL PHARMACEUTICALS, LLC; ALLERGAN FINANCE, LLC (f/k/a ACTAVIS, INC. f/k/a WATSON PHARMACEUTICALS, INC.); ALLERGAN SALES, LLC; ALLERGAN USA, INC.; PRACTICE FUSION, INC.; ALLSCRIPTS

HEALTHCARE SOLUTIONS, INC.;  
 AMERISOURCEBERGEN DRUG  
 CORPORATION; ANDA, INC.; CARDINAL  
 HEALTH, INC.; H.D. SMITH, LLC (f/k/a H.D.  
 SMITH WHOLESALE DRUG CO.); HENRY  
 SCHEIN, INC.; CVS PHARMACY, INC.; CVS  
 INDIANA, L.L.C.; CVS ORLANDO FL  
 DISTRIBUTION, L.L.C.; CVS PA  
 DISTRIBUTION, L.L.C.; CVS TN  
 DISTRIBUTION, L.L.C.; CVS VERO FL  
 DISTRIBUTION, L.L.C.; CVS RX SERVICES,  
 INC.; CVS ALBANY, L.L.C.; RITE AID OF NEW  
 YORK, INC.; RITE AID DRUG PALACE, INC.;  
 RITE AID OF MARYLAND, INC. (d/b/a RITE  
 AID MID-ATLANTIC CUSTOMER SUPPORT  
 CENTER, INC.); WALGREEN CO.;  
 WALGREEN EASTERN CO., INC.; WALMART  
 INC. (f/k/a/ WAL-MART STORES, INC.); WAL-  
 MART STORES EAST, LP; JIM HENNING,  
 DARCI GILLIS, JAMES MCVAY, KIM CADIN;  
 ANTHONY ONESTO; JEFF PALMER; and  
 DOES 1-100,

Defendants.

**AFFIDAVIT OF SERVICE**

STATE OF NEW YORK     )  
   ): ss:  
 COUNTY OF ERIE         )

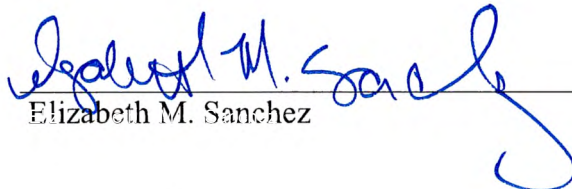
Elizabeth M. Sanchez, being duly sworn, deposes and says:

1. I am not a party to this action, am over 18 years of age and am employed with Rupp Baase Pfalzgraf Cunningham LLC located in Buffalo, New York.

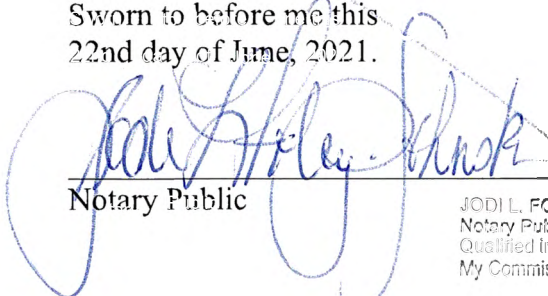
2. On the 21st day of June, 2021, I served a copy of the Notification of Electronic Filing and the filed Summons and Complaint on the following:

Corporate Creations Network, Inc.  
 3411 Silverside Road  
 Tatnall Building, Suite 104  
 Wilmington, DE 19810-4809

by Overnight Mail/Federal Express upon the designated agent, Corporate Creations Network, Inc. (on behalf of Actavis LLC and Teva Pharmaceuticals USA, Inc.). and accepted on June 22, 2021.

  
Elizabeth M. Sanchez

Sworn to before me this  
22nd day of June, 2021.

  
Notary Public

JODI L. FOLEY-JOHNSTON  
Notary Public, State of New York  
Qualified in Erie County  
My Commission Expires Nov. 22, 2021

ORIGIN ID:BUFA (716) 854-3400 MARCO CERCONI ESQ. RUPP, BAASE, PFALZGRAFF 424 MAIN STREET SUITE 1600 BUFFALO, NY 14202 UNITED STATES US		SHIP DATE: 21 JUN 21 ACTWGT: 7.00 LB CAD: 4284736/NET14340	
BILL SENDER			
TO CORPORATE CREATIONS NETWORK, INC.			
3411 SILVERSIDE ROAD TATNALL BUILDING, SUITE 104 WILMINGTON DE 19810 (716) 854-3400 REF: 3400 22576 PO. DEPT.			
56DUGB387/FE4A			
			
TRK# 0201 7740 5196 9157	TUE - 22 JUN 4:30P STANDARD OVERNIGHT		
		EEZWIA DE-US 19810 PHL	

**After printing this label:**

1. Use the 'Print' button on this page to print your label to your laser or inkjet printer.
2. Fold the printed page along the horizontal line.
3. Place label in shipping pouch and affix it to your shipment so that the barcode portion of the label can be read and scanned.

**Warning:** Use only the printed original label for shipping. Using a photocopy of this label for shipping purposes is fraudulent and could result in additional billing charges, along with the cancellation of your FedEx account number.

Use of this system constitutes your agreement to the service conditions in the current FedEx Service Guide, available on [fedex.com](https://www.fedex.com). FedEx will not be responsible for any claim in excess of \$100 per package, whether the result of loss, damage, delay, non-delivery, misdelivery, or misinformation, unless you declare a higher value, pay an additional charge, document your actual loss and file a timely claim. Limitations found in the current FedEx Service Guide apply. Your right to recover from FedEx for any loss, including intrinsic value of the package, loss of sales, income interest, profit, attorney's fees, costs, and other forms of damage whether direct, incidental, consequential, or special is limited to the greater of \$100 or the authorized declared value. Recovery cannot exceed actual documented loss. Maximum for items of extraordinary value is \$1,000, e.g. jewelry, precious metals, negotiable instruments and other items listed in our Service Guide. Written claims must be filed within strict time limits, see current FedEx Service Guide.

ORIGIN ID:BUFA (716) 854-3400 MARCO CERONE, ESQ. RUPP, BAASE, PFALZGRAF 424 MAIN STREET SUITE 1600 BUFFALO, NY 14202 UNITED STATES US	SHIP DATE: 21 JUN 21 ACTWGT: 7.00 LB CAD: 4284736/NET4340 BILL SENDER
TO CORPORATE CREATIONS NETWORK, INC.	
3411 SILVERSIDE ROAD TATNALL BUILDING, SUITE 104 WILMINGTON DE 19810 (716) 854-3400 REF: 340022576 PO. DEPT.	
56DJ3B387FE4A	
	
	
TRK# 7740 5196 9157 0201	TUE - 22 JUN 4:30P STANDARD OVERNIGHT
EEZWIA DE-US 19810 PHL	

**After printing this label:**

1. Use the 'Print' button on this page to print your label to your laser or inkjet printer.
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**From:** TrackingUpdates@fedex.com  
**Sent:** Tuesday, June 22, 2021 11:13 AM  
**To:** Sanchez, Elizabeth M.  
**Subject:** FedEx Shipment 774051969157: Your package has been delivered



Hi. Your package was  
delivered Tue, 06/22/2021 at  
11:10am.



Delivered to 3411 SILVERSIDE RD, WILMINGTON, DE 19810  
Received by S.KEN

OBTAIN PROOF OF DELIVERY

**TRACKING NUMBER** [774051969157](#)

**FROM** Rupp, Baase, Pfalzgraf  
424 Main Street  
Suite 1600  
Buffalo, NY, US, 14202

**TO** Corporate Creations Network, Inc.  
3411 SilverSide Road

Tatnall Building, Suite 104  
WILMINGTON, DE, US, 19810

REFERENCE 3400.22576

SHIPPER REFERENCE 3400.22576

SHIP DATE Mon 6/21/2021 06:00 PM

DELIVERED TO Receptionist/Front Desk

PACKAGING TYPE FedEx Box

ORIGIN Buffalo, NY, US, 14202

DESTINATION WILMINGTON, DE, US, 19810

SPECIAL HANDLING Deliver Weekday

NUMBER OF PIECES 1

TOTAL SHIPMENT WEIGHT 7.00 LB

SERVICE TYPE FedEx Standard Overnight



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LEARN MORE

FOLLOW FEDEX



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This report was generated at approximately 10:13 AM CDT 06/22/2021.

All weights are estimated.

To track the latest status of your shipment, click on the tracking number above.

Standard transit is the date and time the package is scheduled to be delivered by, based on the selected service, destination and ship date. Limitations and exceptions may apply. Please see the FedEx Service Guide for terms and conditions of service, including the FedEx Money-Back Guarantee, or contact your FedEx Customer Support representative.

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Thank you for your business.



June 22, 2021

Dear Customer,

The following is the proof-of-delivery for tracking number: 774051989157

---

**Delivery Information:**

Status:	Delivered	Delivered To:	Receptionist/Front Desk
Signed for by:	S.KEN	Delivery Location:	3411 SILVERSIDE RD
Service type:	FedEx Standard Overnight		
Special Handling:	Deliver Weekday		WILMINGTON, DE, 19810
		Delivery date:	Jun 22, 2021 11:10

---

**Shipping Information:**

Tracking number:	774051989157	Ship Date:	Jun 21, 2021
		Weight:	7.0 LB/3.18 KG

**Recipient:**  
Corporate Creations Network, Inc.,  
3411 SilverSide Road  
Tatnall Building, Suite 104  
WILMINGTON, DE, US, 19810

**Shipper:**  
Marco Cercone, Esq., Rupp, Beese, Pfalzgraf  
424 Main Street  
Suite 1600  
Buffalo, NY, US, 14202

**Reference** 3400.22576

Thank you for choosing FedEx

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF ERIE

ERIE COUNTY MEDICAL CENTER CORPORATION; CATHOLIC HEALTH SYSTEM, INC.; SISTERS OF CHARITY HOSPITAL OF BUFFALO, NEW YORK; MERCY HOSPITAL OF BUFFALO; KENMORE MERCY HOSPITAL; MOUNT ST. MARY'S HOSPITAL OF NIAGARA FALLS; ELLIS HOSPITAL FOUNDATION, INC.; KALEIDA HEALTH; OLEAN GENERAL HOSPITAL; NIAGARA FALLS MEMORIAL MEDICAL CENTER; and ST. LUKE'S CORNWALL HOSPITAL,

Plaintiffs,

v.

TEVA PHARMACEUTICALS USA, INC.; CEPHALON, INC.; WATSON LABORATORIES, INC.; ACTAVIS PHARMA, INC. (f/k/a WATSON PHARMA INC.); ACTAVIS LLC (f/k/a ACTAVIS INC.); JOHNSON & JOHNSON; JANSSEN PHARMACEUTICALS, INC. (f/k/a ORTHO-MCNEIL-JANSSEN PHARMACEUTICALS, INC. f/k/a JANSSEN PHARMACEUTICA, INC.); NORAMCO, INC.; ENDO HEALTH SOLUTIONS, INC.; ENDO PHARMACEUTICALS INC.; PAR PHARMACEUTICALS COMPANIES, INC. (f/k/a PAR PHARMACEUTICAL HOLDINGS, INC.); PAR PHARMACEUTICAL, INC.; ABBOTT LABORATORIES; ABBOTT LABORATORIES, INC.; AMNEAL PHARMACEUTICALS, LLC; ALLERGAN FINANCE, LLC (f/k/a ACTAVIS, INC. f/k/a WATSON PHARMACEUTICALS, INC.); ALLERGAN SALES, LLC; ALLERGAN USA, INC.; PRACTICE FUSION, INC.; ALLSCRIPTS

Index No. 806187/2021

HEALTHCARE SOLUTIONS, INC.;  
 AMERISOURCEBERGEN DRUG  
 CORPORATION; ANDA, INC.; CARDINAL  
 HEALTH, INC.; H.D. SMITH, LLC (f/k/a H.D.  
 SMITH WHOLESALE DRUG CO.); HENRY  
 SCHEIN, INC.; CVS PHARMACY, INC.; CVS  
 INDIANA, L.L.C.; CVS ORLANDO FL  
 DISTRIBUTION, L.L.C.; CVS PA  
 DISTRIBUTION, L.L.C.; CVS TN  
 DISTRIBUTION, L.L.C.; CVS VERO FL  
 DISTRIBUTION, L.L.C.; CVS RX SERVICES,  
 INC.; CVS ALBANY, L.L.C.; RITE AID OF NEW  
 YORK, INC.; RITE AID DRUG PALACE, INC.;  
 RITE AID OF MARYLAND, INC. (d/b/a RITE  
 AID MID-ATLANTIC CUSTOMER SUPPORT  
 CENTER, INC.); WALGREEN CO.;  
 WALGREEN EASTERN CO., INC.; WALMART  
 INC. (f/k/a/ WAL-MART STORES, INC.); WAL-  
 MART STORES EAST, LP; JIM HENNING,  
 DARCI GILLIS, JAMES MCVAY, KIM CADIN;  
 ANTHONY ONESTO; JEFF PALMER; and  
 DOES 1-100,

Defendants.

# AFFIDAVIT OF SERVICE

STATE OF NEW YORK     )  
                                   ): ss:  
 COUNTY OF ERIE         )

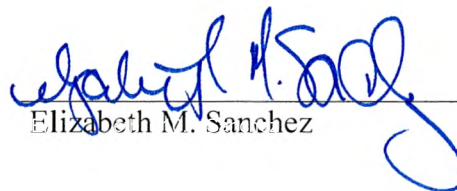
Elizabeth M. Sanchez, being duly sworn, deposes and says:

1. I am not a party to this action, am over 18 years of age and am employed with Rupp Baase Pfalzgraf Cunningham LLC located in Buffalo, New York.

2. On the 23rd day of June, 2021, I served a copy of the Notification of Electronic Filing and the filed Summons and Complaint on the following:

Corporate Creations Network, Inc.  
 15 North Mill Street  
 Nyack, New York 10960

by Overnight Mail/Federal Express upon the designated agent, Corporate Creations Network, Inc. (on behalf of Actavis Pharma, Inc. and Anda, Inc.). and accepted on June 24, 2021.

  
Elizabeth M. Sanchez

Sworn to before me this  
25th day of June, 2021.

  
Notary Public

JODI L. FOLEY-JOHNSTON  
Notary Public, State of New York  
Qualified in Erie County  
My Commission Expires Nov. 22, 2024



ORIGIN ID:BUFA (716) 854-3400  
MARCO CERONE, ESQ.  
RUPP, BAASE, PFALZGRAF  
424 MAIN STREET  
SUITE 1600  
BUFFALO, NY 14202  
UNITED STATES US

SHIP DATE: 22JUN21  
ACTWGT: 7.00 LB  
CAD: 4284736/INET4340

BILL SENDER

TO  
**CORPORATE CREATIONS NETWORK, INC.**  
  
**15 NORTH MILL ST.**  
  
**NYACK NY 10960**  
  
REF: 3400 22576  
(716) 854-3400  
INV/  
PO  
DEPT:

56DJ3B3B7FE4A



TRK# 0201 7740 6573 5090  
  
WED - 23 JUN 4:30P  
STANDARD OVERNIGHT  
  
**EH PSBA**  
NY-US  
10960  
SWF



**After printing this label:**

1. Use the 'Print' button on this page to print your label to your laser or inkjet printer.
2. Fold the printed page along the horizontal line.
3. Place label in shipping pouch and affix it to your shipment so that the barcode portion of the label can be read and scanned.

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June 25, 2021

Dear Customer,

The following is the proof-of-delivery for tracking number: 774065735090

---

**Delivery Information:**

---

Status:	Delivered	Delivered To:	
Signed for by:	Signature release on file	Delivery Location:	15 N MILL ST
Service type:	FedEx Standard Overnight		
Special Handling:	Deliver Weekday		NYACK, NY, 10960
		Delivery date:	Jun 24, 2021 14:34

---

**Shipping Information:**

---

Tracking number:	774065735090	Ship Date:	Jun 23, 2021
		Weight:	7.0 LB/3.18 KG
Recipient:	Corporate Creations Network, Inc., 15 North Mill St. NYACK, NY, US, 10960	Shipper:	Marco Cercone, Esq., Rupp, Baase, Pfalzgraf 424 Main Street Suite 1600 Buffalo, NY, US, 14202

Reference 3400,22576

Proof-of-delivery details appear below; however, no signature is available for this FedEx Express shipment because a signature was not required.

Thank you for choosing FedEx



TRACK ANOTHER SHIPMENT

774065735090  
ADD NICKNAME



Delivered  
Thursday, June 24, 2021 at 2:34 pm



DELIVERED  
Signature release on file  
GET STATUS UPDATES  
OBTAIN PROOF OF DELIVERY

FROM  
Rupp, Baase, Pfalzgraf  
Marco Cercone, Esq.  
424 Main Street  
Suite 1600  
Buffalo, NY US 14202  
716-854-3400

TO  
Corporate Creations Network, Inc.  
15 North Mill St.  
NYACK, NY US 10960  
716-854-3400

## Travel History

TIME ZONE  
Local Scan Time



Thursday, June 24, 2021

2:34 PM	NYACK, NY	Delivered Package delivered to recipient address - release authorized
8:26 AM	MAHWAH, NJ	On FedEx vehicle for delivery
8:15 AM	MAHWAH, NJ	At local FedEx facility
3:40 AM	NEWARK, NJ	Departed FedEx location
12:06 AM	NEWARK, NJ	Arrived at FedEx location

Wednesday, June 23, 2021

4:37 PM	CHEEKTOWAGA, NY	Picked up
---------	-----------------	-----------

6/25/2021

Detailed Tracking

RECEIVED NYSCEF: 06/25/2021

Tuesday, June 22, 2021

11:48 AM

Shipment information sent to FedEx

## Shipment Facts

## TRACKING NUMBER

774065735090

## SERVICE

FedEx Standard Overnight

## WEIGHT

7 lbs / 3.18 kgs

## DIMENSIONS

18x13x3 in.

## DELIVERY ATTEMPTS

1

## TOTAL PIECES

1

## TOTAL SHIPMENT WEIGHT

7 lbs / 3.18 kgs

## TERMS

Shipper

## SHIPPER REFERENCE

3400.22576

## PACKAGING

FedEx Box

## SPECIAL HANDLING SECTION

Deliver Weekday

## SHIP DATE

6/23/21 ?

## STANDARD TRANSIT

6/24/21 by 4:30 pm ?

## ACTUAL DELIVERY

6/24/21 at 2:34 pm

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF ERIE

ERIE COUNTY MEDICAL CENTER CORPORATION; CATHOLIC HEALTH SYSTEM, INC.; SISTERS OF CHARITY HOSPITAL OF BUFFALO, NEW YORK; MERCY HOSPITAL OF BUFFALO; KENMORE MERCY HOSPITAL; MOUNT ST. MARY'S HOSPITAL OF NIAGARA FALLS; ELLIS HOSPITAL FOUNDATION, INC.; KALEIDA HEALTH; OLEAN GENERAL HOSPITAL; NIAGARA FALLS MEMORIAL MEDICAL CENTER; and ST. LUKE'S CORNWALL HOSPITAL,

Plaintiffs,

v.

TEVA PHARMACEUTICALS USA, INC.; CEPHALON, INC.; WATSON LABORATORIES, INC.; ACTAVIS PHARMA, INC. (f/k/a WATSON PHARMA INC.); ACTAVIS LLC (f/k/a ACTAVIS INC.); JOHNSON & JOHNSON; JANSSEN PHARMACEUTICALS, INC. (f/k/a ORTHO-MCNEIL-JANSSEN PHARMACEUTICALS, INC. f/k/a JANSSEN PHARMACEUTICA, INC.); NORAMCO, INC.; ENDO HEALTH SOLUTIONS, INC.; ENDO PHARMACEUTICALS INC.; PAR PHARMACEUTICALS COMPANIES, INC. (f/k/a PAR PHARMACEUTICAL HOLDINGS, INC.); PAR PHARMACEUTICAL, INC.; ABBOTT LABORATORIES; ABBOTT LABORATORIES, INC.; AMNEAL PHARMACEUTICALS, LLC; ALLERGAN FINANCE, LLC (f/k/a ACTAVIS, INC. f/k/a WATSON PHARMACEUTICALS, INC.); ALLERGAN SALES, LLC; ALLERGAN USA, INC.; PRACTICE FUSION, INC.; ALLSCRIPTS

Index No. 806187/2021

HEALTHCARE SOLUTIONS, INC.;  
 AMERISOURCEBERGEN DRUG  
 CORPORATION; ANDA, INC.; CARDINAL  
 HEALTH, INC.; H.D. SMITH, LLC (f/k/a H.D.  
 SMITH WHOLESALE DRUG CO.); HENRY  
 SCHEIN, INC.; CVS PHARMACY, INC.; CVS  
 INDIANA, L.L.C.; CVS ORLANDO FL  
 DISTRIBUTION, L.L.C.; CVS PA  
 DISTRIBUTION, L.L.C.; CVS TN  
 DISTRIBUTION, L.L.C.; CVS VERO FL  
 DISTRIBUTION, L.L.C.; CVS RX SERVICES,  
 INC.; CVS ALBANY, L.L.C.; RITE AID OF NEW  
 YORK, INC.; RITE AID DRUG PALACE, INC.;  
 RITE AID OF MARYLAND, INC. (d/b/a RITE  
 AID MID-ATLANTIC CUSTOMER SUPPORT  
 CENTER, INC.); WALGREEN CO.;  
 WALGREEN EASTERN CO., INC.; WALMART  
 INC. (f/k/a/ WAL-MART STORES, INC.); WAL-  
 MART STORES EAST, LP; JIM HENNING,  
 DARCI GILLIS, JAMES MCVAY, KIM CADIN;  
 ANTHONY ONESTO; JEFF PALMER; and  
 DOES 1-100,

Defendants.

### AFFIDAVIT OF SERVICE

STATE OF NEW YORK     )  
                                   ): ss:  
 COUNTY OF ERIE         )

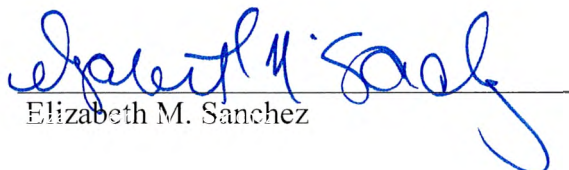
Elizabeth M. Sanchez, being duly sworn, deposes and says:

1. I am not a party to this action, am over 18 years of age and am employed with Rupp Baase Pfalzgraf Cunningham LLC located in Buffalo, New York.

2. On the 23rd day of June, 2021, I served a copy of the Notification of Electronic Filing and the filed Summons and Complaint on the following:

CT Corporation System  
 701 S. Carson Street, Suite 200  
 Carson City, Nevada 89701

by Overnight Mail/Federal Express upon the designated agent, CT Corporation (on behalf of Allergan Finance, LLC and Allergan USA, Inc.) and accepted on June 24, 2021.

  
Elizabeth M. Sanchez

Sworn to before me this  
25th day of June, 2021.

  
Notary Public

JODI L. FOLEY-JOHNSTON  
Notary Public, State of New York  
Qualified in Erie County  
My Commission Expires Nov. 22, 2021



ORIGIN: BUFA (716) 854-3400  
MARCO CERCONI, ESQ.  
RUPP, BASSE, PFALZGRAF  
424 MAIN STREET  
SUITE 1600  
BUFFALO, NY 14202  
UNITED STATES US

SHIP DATE: 22 JUN 21  
ACTWGT: 7.00 LB  
CAD: 4284/36/IN/14340

TO CT CORPORATION SYSTEM

701 S. CARSON STREET  
SUITE 200  
CARSON CITY NV 89701  
(716) 854-3400  
REF: 3400 22576  
DEPT:

56DJ3IB387FE4A



TRK# 7740 6580 5837  
0201  
WED - 23 JUN 4:30P  
STANDARD OVERNIGHT  
XH CSNA  
NV-US RND  
89701  


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---

**From:** TrackingUpdates@fedex.com  
**Sent:** Thursday, June 24, 2021 12:46 PM  
**To:** Sanchez, Elizabeth M.  
**Subject:** FedEx Shipment 774065805837: Your package has been delivered



x

Hi. Your package was  
delivered Thu, 06/24/2021 at  
9:45am.



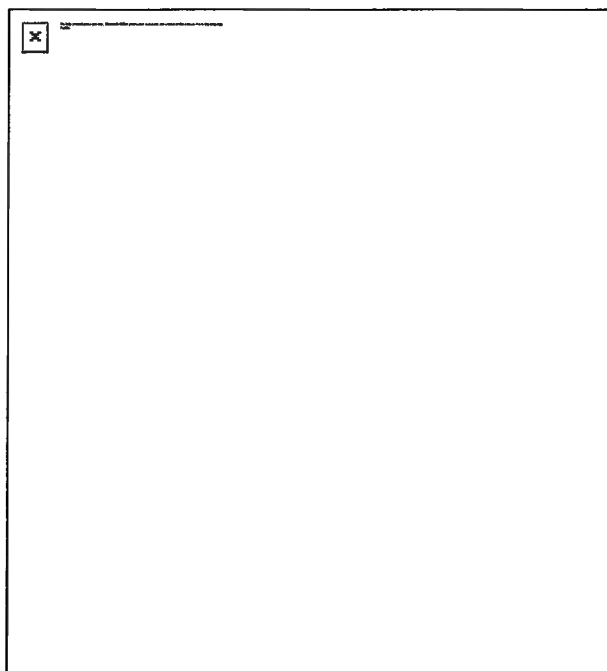
Delivered to 701 S CARSON ST 200, CARSON CITY, NV 89701  
Received by M.NAKI

OBTAIN PROOF OF DELIVERY

TRACKING NUMBER [774065805837](#)

FROM Rupp, Baase, Pfalzgraf  
424 Main Street  
Suite 1600  
Buffalo, NY, US, 14202

TO	CT Corporation System 701 S. Carson Street Suite 200 CARSON CITY, NV, US, 89701
REFERENCE	3400.22576
SHIPPER REFERENCE	3400.22576
SHIP DATE	Wed 6/23/2021 04:37 PM
DELIVERED TO	Receptionist/Front Desk
PACKAGING TYPE	FedEx Box
ORIGIN	Buffalo, NY, US, 14202
DESTINATION	CARSON CITY, NV, US, 89701
SPECIAL HANDLING	Deliver Weekday
NUMBER OF PIECES	1
TOTAL SHIPMENT WEIGHT	8.00 LB
SERVICE TYPE	FedEx Standard Overnight




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This report was generated at approximately 11:46 AM CDT 06/24/2021.

All weights are estimated.

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Thank you for your business.



June 25, 2021

Dear Customer,

The following is the proof-of-delivery for tracking number: 774065805837

---

**Delivery Information:**

Status:	Delivered	Delivered To:	Receptionist/Front Desk
Signed for by:	M. NAKI	Delivery Location:	701 S CARSON ST 200
Service type:	FedEx Standard Overnight		
Special Handling:	Deliver Weekday		CARSON CITY, NV, 89701
		Delivery date:	Jun 24, 2021 09:45

---

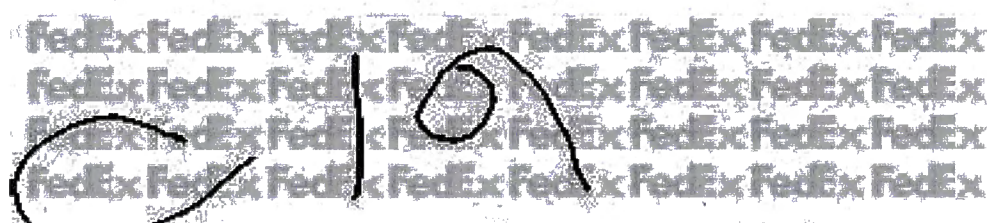
**Shipping Information:**

Tracking number:	774065805837	Ship Date:	Jun 23, 2021
		Weight:	8.0 LB/3.63 KG

**Recipient:**  
CT Corporation System,  
701 S. Carson Street  
Suite 200  
CARSON CITY, NV, US, 89701

**Shipper:**  
Marco Cercone, Esq., Rupp, Bease, Pfalzgraf  
424 Main Street  
Suite 1600  
Buffalo, NY, US, 14202

**Reference** 3400.22576



Thank you for choosing FedEx

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF ERIE

ERIE COUNTY MEDICAL CENTER CORPORATION; CATHOLIC HEALTH SYSTEM, INC.; SISTERS OF CHARITY HOSPITAL OF BUFFALO, NEW YORK; MERCY HOSPITAL OF BUFFALO; KENMORE MERCY HOSPITAL; MOUNT ST. MARY'S HOSPITAL OF NIAGARA FALLS; ELLIS HOSPITAL FOUNDATION, INC.; KALEIDA HEALTH; OLEAN GENERAL HOSPITAL; NIAGARA FALLS MEMORIAL MEDICAL CENTER; and ST. LUKE'S CORNWALL HOSPITAL,

Plaintiffs,

v.

TEVA PHARMACEUTICALS USA, INC.; CEPHALON, INC.; WATSON LABORATORIES, INC.; ACTAVIS PHARMA, INC. (f/k/a WATSON PHARMA INC.); ACTAVIS LLC (f/k/a ACTAVIS INC.); JOHNSON & JOHNSON; JANSSEN PHARMACEUTICALS, INC. (f/k/a ORTHO-MCNEIL-JANSSEN PHARMACEUTICALS, INC. f/k/a JANSSEN PHARMACEUTICA, INC.); NORAMCO, INC.; ENDO HEALTH SOLUTIONS, INC.; ENDO PHARMACEUTICALS INC.; PAR PHARMACEUTICALS COMPANIES, INC. (f/k/a PAR PHARMACEUTICAL HOLDINGS, INC.); PAR PHARMACEUTICAL, INC.; ABBOTT LABORATORIES; ABBOTT LABORATORIES, INC.; AMNEAL PHARMACEUTICALS, LLC; ALLERGAN FINANCE, LLC (f/k/a ACTAVIS, INC. f/k/a WATSON PHARMACEUTICALS, INC.); ALLERGAN SALES, LLC; ALLERGAN USA, INC.; PRACTICE FUSION, INC.; ALLSCRIPTS

Index No. 806187/2021

HEALTHCARE SOLUTIONS, INC.;  
 AMERISOURCEBERGEN DRUG  
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 HEALTH, INC.; H.D. SMITH, LLC (f/k/a H.D.  
 SMITH WHOLESALE DRUG CO.); HENRY  
 SCHEIN, INC.; CVS PHARMACY, INC.; CVS  
 INDIANA, L.L.C.; CVS ORLANDO FL  
 DISTRIBUTION, L.L.C.; CVS PA  
 DISTRIBUTION, L.L.C.; CVS TN  
 DISTRIBUTION, L.L.C.; CVS VERO FL  
 DISTRIBUTION, L.L.C.; CVS RX SERVICES,  
 INC.; CVS ALBANY, L.L.C.; RITE AID OF NEW  
 YORK, INC.; RITE AID DRUG PALACE, INC.;  
 RITE AID OF MARYLAND, INC. (d/b/a RITE  
 AID MID-ATLANTIC CUSTOMER SUPPORT  
 CENTER, INC.); WALGREEN CO.;  
 WALGREEN EASTERN CO., INC.; WALMART  
 INC. (f/k/a/ WAL-MART STORES, INC.); WAL-  
 MART STORES EAST, LP; JIM HENNING,  
 DARCI GILLIS, JAMES MCVAY, KIM CADIN;  
 ANTHONY ONESTO; JEFF PALMER; and  
 DOES 1-100,

Defendants.

### AFFIDAVIT OF SERVICE

STATE OF NEW YORK     )  
                                   ): ss:  
 COUNTY OF ERIE         )

Elizabeth M. Sanchez, being duly sworn, deposes and says:

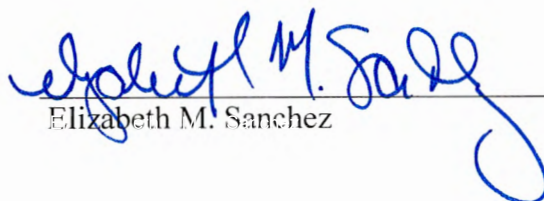
1. I am not a party to this action, am over 18 years of age and am employed with Rupp Baase Pfalzgraf Cunningham LLC located in Buffalo, New York.

2. On the 23rd day of June, 2021, I served a copy of the Notification of Electronic Filing and the filed Summons and Complaint on the following:

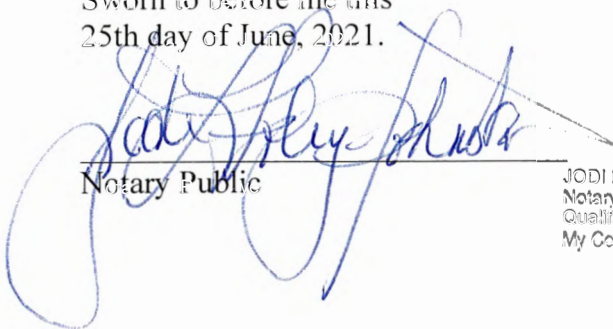
CT Corporation System  
 208 S. LaSalle Street, Suite 814  
 Chicago, Illinois 60604



by Overnight Mail/Federal Express upon the designated agent, CT Corporation (on behalf of Abbott Laboratories, Inc.) and accepted on June 24, 2021.

  
Elizabeth M. Sanchez

Sworn to before me this  
25th day of June, 2021.

  
Notary Public

JODI L. FOLEY-JOHNSTON  
Notary Public, State of New York  
Qualified in Erie County  
My Commission Expires Nov. 22, 2021

ORIGIN ID:BUFA (716) 854-3400  
MARCO CERCONI, ESQ.  
RUPP, BAASE, PFALZGRAF  
424 MAIN STREET  
SUITE 1600  
BUFFALO, NY 14202  
UNITED STATES US

SHIP DATE: 22 JUN 21  
ACTWGT: 4.00 LB  
CAD: 4284736INET14340

BILL SENDER

TO CT CORPORATION SYSTEM

208 S. LASALLE ST  
SUITE 814  
CHICAGO IL 60604  
(716) 854-3400  
REF: 3400 22576  
DEPT:

50DJ34E397/FE4A



TRK# 0201 7740 6561 6221

WED - 23 JUN 4:30P  
STANDARD OVERNIGHT

XXH CHIA  
IL-US  
60604  
ORD



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June 25, 2021

Dear Customer,

The following is the proof-of-delivery for tracking number: 774085616221

---

**Delivery Information:**

Status:	Delivered	Delivered To:	
Signed for by:	Signature release on file	Delivery Location:	208 S LA SALLE 1700
Service type:	FedEx Standard Overnight		
Special Handling:	Deliver Weekday		CHICAGO, IL, 60604
		Delivery date:	Jun 24, 2021 11:31

---

**Shipping Information:**

Tracking number:	774085616221	Ship Date:	Jun 23, 2021
		Weight:	4.0 LB/1.82 KG
Recipient:	Shipper:		
CT Corporation System,	Marco Cercona, Esq., Rupp, Baase, Pfalzgraf		
208 S. LaSalle St	424 Main Street		
Suite 814	Suite 1600		
CHICAGO, IL, US, 60604	Buffalo, NY, US, 14202		

Reference 3400.22576

Proof-of-delivery details appear below; however, no signature is available for this FedEx Express shipment because a signature was not required.

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**Sanchez, Elizabeth M.**

---

**From:** TrackingUpdates@fedex.com  
**Sent:** Thursday, June 24, 2021 12:33 PM  
**To:** Sanchez, Elizabeth M.  
**Subject:** FedEx Shipment 774065616221: Your package has been delivered



Hi. Your package was  
delivered Thu, 06/24/2021 at  
11:31am.



Delivered to 208 S LA SALLE 1700, CHICAGO, IL 60604

OBTAIN PROOF OF DELIVERY

**TRACKING NUMBER** 774065616221

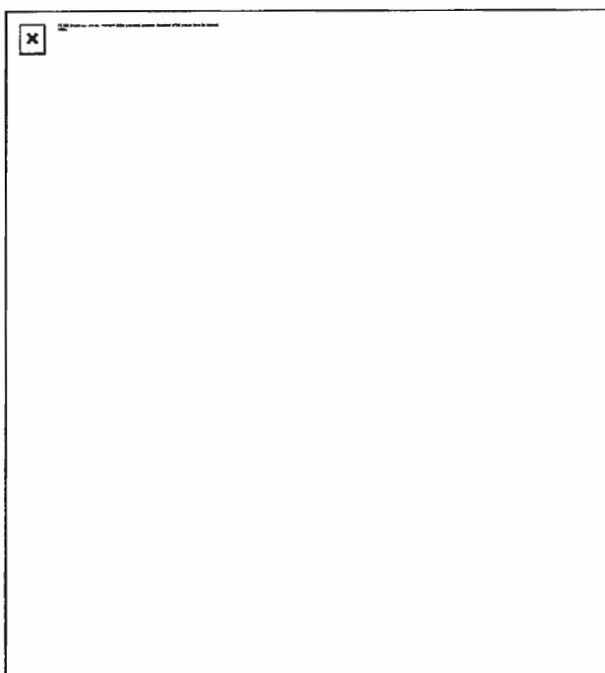
**FROM** Rupp, Baase, Pfalzgraf  
424 Main Street  
Suite 1600  
Buffalo, NY, US, 14202

**TO** CT Corporation System  
208 S. LaSalle St

Suite 814

CHICAGO, IL, US, 60604

REFERENCE	3400.22576
SHIPPER REFERENCE	3400.22576
SHIP DATE	Wed 6/23/2021 04:37 PM
PACKAGING TYPE	FedEx Pak
ORIGIN	Buffalo, NY, US, 14202
DESTINATION	CHICAGO, IL, US, 60604
SPECIAL HANDLING	Deliver Weekday
NUMBER OF PIECES	1
TOTAL SHIPMENT WEIGHT	4.00 LB
SERVICE TYPE	FedEx Standard Overnight



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SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF ERIE

ERIE COUNTY MEDICAL CENTER CORPORATION; CATHOLIC HEALTH SYSTEM, INC.; SISTERS OF CHARITY HOSPITAL OF BUFFALO, NEW YORK; MERCY HOSPITAL OF BUFFALO; KENMORE MERCY HOSPITAL; MOUNT ST. MARY'S HOSPITAL OF NIAGARA FALLS; ELLIS HOSPITAL FOUNDATION, INC.; KALEIDA HEALTH; OLEAN GENERAL HOSPITAL; NIAGARA FALLS MEMORIAL MEDICAL CENTER; and ST. LUKE'S CORNWALL HOSPITAL,

Index No. 806187/2021

Plaintiffs,

v.

TEVA PHARMACEUTICALS USA, INC.; CEPHALON, INC.; WATSON LABORATORIES, INC.; ACTAVIS PHARMA, INC. (f/k/a WATSON PHARMA INC.); ACTAVIS LLC (f/k/a ACTAVIS INC.); JOHNSON & JOHNSON; JANSSEN PHARMACEUTICALS, INC. (f/k/a ORTHO-MCNEIL-JANSSEN PHARMACEUTICALS, INC. f/k/a JANSSEN PHARMACEUTICA, INC.); NORAMCO, INC.; ENDO HEALTH SOLUTIONS, INC.; ENDO PHARMACEUTICALS INC.; PAR PHARMACEUTICALS COMPANIES, INC. (f/k/a PAR PHARMACEUTICAL HOLDINGS, INC.); PAR PHARMACEUTICAL, INC.; ABBOTT LABORATORIES; ABBOTT LABORATORIES, INC.; AMNEAL PHARMACEUTICALS, LLC; ALLERGAN FINANCE, LLC (f/k/a ACTAVIS, INC. f/k/a WATSON PHARMACEUTICALS, INC.); ALLERGAN SALES, LLC; ALLERGAN USA, INC.; PRACTICE FUSION, INC.; ALLSCRIPTS



HEALTHCARE SOLUTIONS, INC.;  
 AMERISOURCEBERGEN DRUG  
 CORPORATION; ANDA, INC.; CARDINAL  
 HEALTH, INC.; H.D. SMITH, LLC (f/k/a H.D.  
 SMITH WHOLESALE DRUG CO.); HENRY  
 SCHEIN, INC.; CVS PHARMACY, INC.; CVS  
 INDIANA, L.L.C.; CVS ORLANDO FL  
 DISTRIBUTION, L.L.C.; CVS PA  
 DISTRIBUTION, L.L.C.; CVS TN  
 DISTRIBUTION, L.L.C.; CVS VERO FL  
 DISTRIBUTION, L.L.C.; CVS RX SERVICES,  
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 RITE AID OF MARYLAND, INC. (d/b/a RITE  
 AID MID-ATLANTIC CUSTOMER SUPPORT  
 CENTER, INC.); WALGREEN CO.;  
 WALGREEN EASTERN CO., INC.; WALMART  
 INC. (f/k/a/ WAL-MART STORES, INC.); WAL-  
 MART STORES EAST, LP; JIM HENNING,  
 DARCI GILLIS, JAMES MCVAY, KIM CADIN;  
 ANTHONY ONESTO; JEFF PALMER; and  
 DOES 1-100,

Defendants.

### AFFIDAVIT OF SERVICE

STATE OF NEW YORK     )  
                                       ): ss:  
 COUNTY OF ERIE         )

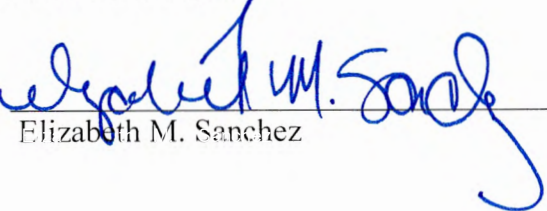
Elizabeth M. Sanchez, being duly sworn, deposes and says:

1. I am not a party to this action, am over 18 years of age and am employed with Rupp Baase Pfalzgraf Cunningham LLC located in Buffalo, New York.

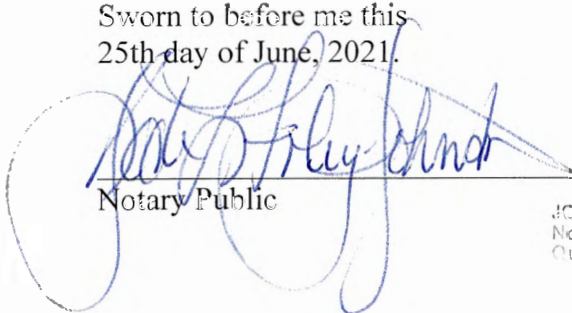
2. On the 23rd day of June, 2021, I served a copy of the Notification of Electronic Filing and the filed Summons and Complaint on the following:

Corporate Creations Network, Inc.  
 600 Mamaroneck Avenue  
 Suite 400  
 Harrison, New York 10528

by Overnight Mail/Federal Express upon the designated agent, Corporate Creations Network, Inc. (on behalf of Cephalon, Inc.). and accepted on June 24, 2021.

  
Elizabeth M. Sanchez

Sworn to before me this  
25th day of June, 2021.

  
Notary Public

JODI L. FOLEY-JOHNSTON  
Notary Public, State of New York  
Qualified in Erie County  
Term Expires Nov. 22, 2024

ORIGIN ID:BUFA (716) 854-3400

MARCO CERONE, ESQ.

RUPP, BASSE, PFALZGRAF

424 MAIN STREET

SUITE 1600

BUFFALO, NY 14202

UNITED STATES US

SHIP DATE: 22JUN21

ACTWGT: 4.00 LB

CAO: 4284736/NET/4340

BILL SENDER

TO CORPORATE CREATIONS NETWORK, INC.

600 MAMARONECK AVE

SUITE 400

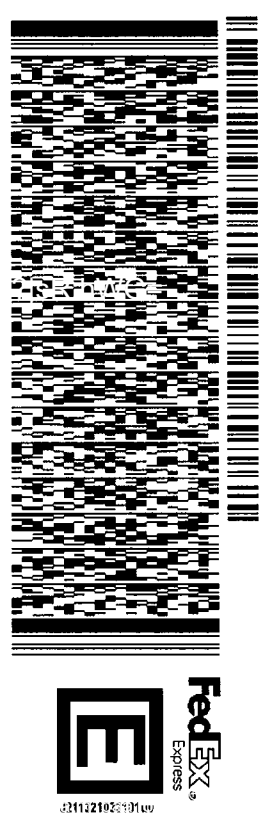
HARRISON NY 10528

(716) 354-3400

REF: 3400 22576

PO INV/ DEPT.

56D.G.B367FE4A



TRK# 7740 6564 9223

WED - 23 JUN 4:30P

STANDARD OVERNIGHT

EH CTXA

10528

SWF

NY-US

0201



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June 25, 2021

Dear Customer,

The following is the proof-of-delivery for tracking number: 774085649223

---

**Delivery Information:**

<b>Status:</b>	Delivered	<b>Delivered To:</b>	Residencia
<b>Signed for by:</b>	Signature not required	<b>Delivery Location:</b>	600 MAMARONECK AVE 400
<b>Service type:</b>	FedEx Standard Overnight		
<b>Special Handling:</b>	Deliver Weekday; Residential Delivery		HARRISON, NY, 10528
		<b>Delivery date:</b>	Jun 24, 2021 15:18

---

**Shipping Information:**

<b>Tracking number:</b>	774085649223	<b>Ship Date:</b>	Jun 23, 2021
		<b>Weight:</b>	4.0 LB/1.82 KG

**Recipient:**  
Corporate Creations Network, Inc.,  
600 Mamaroneck Ave  
Suite 400  
HARRISON, NY, US, 10528

**Shipper:**  
Marco Cercone, Esq., Rupp, Baase, Pfalzgraf  
424 Main Street  
Suite 1600  
Buffalo, NY, US, 14202

**Reference** 3400.22576

Proof-of-delivery details appear below; however, no signature is available for this FedEx Express shipment  
because a signature was not required.

Thank you for choosing FedEx



TRACK ANOTHER SHIPMENT

774065649223  
ADD NICKNAME



Delivered  
Thursday, June 24, 2021 at 3:18 pm



DELIVERED  
Signature not required  
GET STATUS UPDATES  
OBTAIN PROOF OF DELIVERY

FROM	TO
Rupp, Baase, Pfalzgraf Marco Cercone, Esq. 424 Main Street Suite 1600 Buffalo, NY US 14202 716-854-3400	Corporate Creations Network, Inc. 600 Mamaronck Ave Suite 400 HARRISON, NY US 10528 716-854-3400

Travel History

TIME ZONE  
Local Scan Time



Thursday, June 24, 2021

3:18 PM	HARRISON, NY	Delivered Package delivered to recipient address - release authorized
8:49 AM	ELMSFORD, NY	On FedEx vehicle for delivery
8:24 AM	ELMSFORD, NY	At local FedEx facility
4:11 AM	NEWARK, NJ	Departed FedEx location
12:06 AM	NEWARK, NJ	Arrived at FedEx location

Wednesday, June 23, 2021

4:37 PM	CHEEKTOWAGA, NY	Picked up
---------	-----------------	-----------

6/25/2021

Detailed Tracking

RECEIVED NYSCEF: 06/25/2021

Tuesday, June 22, 2021

11:43 AM

Shipment information sent to FedEx

## Shipment Facts

## TRACKING NUMBER

774065649223

## SERVICE

FedEx Standard Overnight

## WEIGHT

4 lbs / 1.81 kgs

## DELIVERY ATTEMPTS

1

## DELIVERED TO

Residence

## TOTAL PIECES

1

## TOTAL SHIPMENT WEIGHT

4 lbs / 1.81 kgs

## TERMS

Shipper

## SHIPPER REFERENCE

3400 22576

## PACKAGING

FedEx Pak

## SPECIAL HANDLING SECTION

Deliver Weekday, Residential Delivery

## SHIP DATE

6/23/21 ?

## STANDARD TRANSIT

6/24/21 by 4:30 pm ?

## ACTUAL DELIVERY

6/24/21 at 3:18 pm

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF ERIE

ERIE COUNTY MEDICAL CENTER CORPORATION; CATHOLIC HEALTH SYSTEM, INC.; SISTERS OF CHARITY HOSPITAL OF BUFFALO, NEW YORK; MERCY HOSPITAL OF BUFFALO; KENMORE MERCY HOSPITAL; MOUNT ST. MARY'S HOSPITAL OF NIAGARA FALLS; ELLIS HOSPITAL FOUNDATION, INC.; KALEIDA HEALTH; OLEAN GENERAL HOSPITAL; NIAGARA FALLS MEMORIAL MEDICAL CENTER; and ST. LUKE'S CORNWALL HOSPITAL,

Index No. 806187/2021

Plaintiffs,

v.

TEVA PHARMACEUTICALS USA, INC.; CEPHALON, INC.; WATSON LABORATORIES, INC.; ACTAVIS PHARMA, INC. (f/k/a WATSON PHARMA INC.); ACTAVIS LLC (f/k/a ACTAVIS INC.); JOHNSON & JOHNSON; JANSSEN PHARMACEUTICALS, INC. (f/k/a ORTHO-MCNEIL-JANSSEN PHARMACEUTICALS, INC. f/k/a JANSSEN PHARMACEUTICA, INC.); NORAMCO, INC.; ENDO HEALTH SOLUTIONS, INC.; ENDO PHARMACEUTICALS INC.; PAR PHARMACEUTICALS COMPANIES, INC. (f/k/a PAR PHARMACEUTICAL HOLDINGS, INC.); PAR PHARMACEUTICAL, INC.; ABBOTT LABORATORIES; ABBOTT LABORATORIES, INC.; AMNEAL PHARMACEUTICALS, LLC; ALLERGAN FINANCE, LLC (f/k/a ACTAVIS, INC. f/k/a WATSON PHARMACEUTICALS, INC.); ALLERGAN SALES, LLC; ALLERGAN USA, INC.; PRACTICE FUSION, INC.; ALLSCRIPTS

HEALTHCARE SOLUTIONS, INC.;  
 AMERISOURCEBERGEN DRUG  
 CORPORATION; ANDA, INC.; CARDINAL  
 HEALTH, INC.; H.D. SMITH, LLC (f/k/a H.D.  
 SMITH WHOLESALE DRUG CO.); HENRY  
 SCHEIN, INC.; CVS PHARMACY, INC.; CVS  
 INDIANA, L.L.C.; CVS ORLANDO FL  
 DISTRIBUTION, L.L.C.; CVS PA  
 DISTRIBUTION, L.L.C.; CVS TN  
 DISTRIBUTION, L.L.C.; CVS VERO FL  
 DISTRIBUTION, L.L.C.; CVS RX SERVICES,  
 INC.; CVS ALBANY, L.L.C.; RITE AID OF NEW  
 YORK, INC.; RITE AID DRUG PALACE, INC.;  
 RITE AID OF MARYLAND, INC. (d/b/a RITE  
 AID MID-ATLANTIC CUSTOMER SUPPORT  
 CENTER, INC.); WALGREEN CO.;  
 WALGREEN EASTERN CO., INC.; WALMART  
 INC. (f/k/a/ WAL-MART STORES, INC.); WAL-  
 MART STORES EAST, LP; JIM HENNING,  
 DARCI GILLIS, JAMES MCVAY, KIM CADIN;  
 ANTHONY ONESTO; JEFF PALMER; and  
 DOES 1-100,

Defendants.

### AFFIDAVIT OF SERVICE

STATE OF NEW YORK     )  
                                   ): ss:  
 COUNTY OF ERIE         )

Elizabeth M. Sanchez, being duly sworn, deposes and says:

1. I am not a party to this action, am over 18 years of age and am employed with Rupp Baase Pfalzgraf Cunningham LLC located in Buffalo, New York.
2. On the 25 day of June, 2021, I served a copy of the Notification of Electronic Filing and the filed Summons and Complaint on the following:

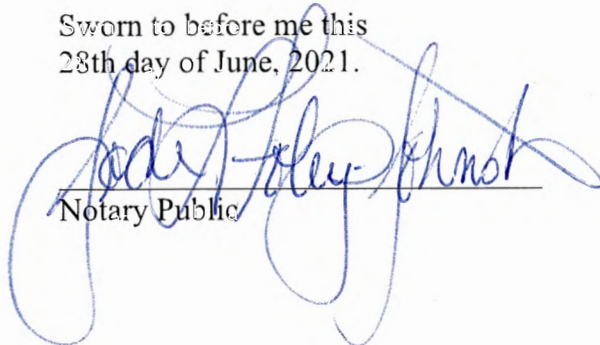
CT Corporation System  
 300 Montvue Rd  
 Knoxville, TN 37919



by Overnight Mail/Federal Express upon the designated agent, CT Corporation System (on behalf of CVS TN Distribution, LLC.) and accepted on June 28, 2021.

  
Elizabeth M. Sanchez

Sworn to before me this  
28th day of June, 2021.

  
Notary Public

JODI L. FOLEY-JOHNSTON  
Notary Public, State of New York  
Qualified in Erie County  
My Commission Expires Nov. 22, 2021

ORIGIN ID: BUFA (716) 854-3400  
MARCO CERONE, ESQ.  
RUPP, BIASE, PFALZGRAF  
424 MAIN STREET  
SUITE 1600  
BUFFALO, NY 14202  
UNITED STATES US

SHIP DATE: 25 JUN 21  
ACTWGT: 4.00 LB  
CAD: 4284736/NET 4340  
BILL SENDER

TO CT CORPORATION SYSTEM

300 MONTVUE RD

KNOXVILLE TN 37919

(716) 854-3400 REF: 3400 22576

INV: DEPT:

PO:



TRK# 7741 0263 9595

0201

MON - 28 JUN 4:30P

STANDARD OVERNIGHT

37919

TN-US TYS



XH RKWA

After printing this label:

1. Use the 'Print' button on this page to print your label to your laser or inkjet printer.
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**Warning:** Use only the printed original label for shipping. Using a photocopy of this label for shipping purposes is fraudulent and could result in additional billing charges, along with the cancellation of your FedEx account number. Use of this system constitutes your agreement to the service conditions in the current FedEx Service Guide, available on [fedex.com](https://www.fedex.com). FedEx will not be responsible for any claim in excess of \$100 per package, whether the result of loss, damage, delay, non-delivery, misdelivery, or misinformation, unless you declare a higher value, pay an additional charge, document your actual loss and file a timely claim. Limitations found in the current FedEx Service Guide apply. Your right to recover from FedEx for any loss, including intrinsic value of the package, loss of sales, income interest, profit, attorney's fees, costs, and other forms of damage whether direct, incidental, consequential, or special is limited to the greater of \$100 or the authorized declared value. Recovery cannot exceed actual documented loss. Maximum for items of extraordinary value is \$1,000, e.g. jewelry, precious metals, negotiable instruments and other items listed in our Service Guide. Written claims must be filed within strict time limits, see current FedEx Service Guide.



June 28, 2021

Dear Customer,

The following is the proof-of-delivery for tracking number: 774102639595

---

**Delivery Information:**

---

Status:	Delivered	Delivered To:	Receptionist/Front Desk
Signed for by:	S.PEAK	Delivery Location:	300 MONTVUE RD
Service type:	FedEx Standard Overnight		
Special Handling:	Deliver Weekday		KNOXVILLE, TN, 37919
		Delivery date:	Jun 28, 2021 11:36

---

**Shipping information:**

---

Tracking number:	774102639595	Ship Date:	Jun 25, 2021
		Weight:	4.0 LB/1.82 KG

**Recipient:**  
CT Corporation System,  
300 Montvue Rd  
KNOXVILLE, TN, US, 37919

**Shipper:**  
Marco Cercone, Esq., Rupp, Baase, Pfalzgraf  
424 Main Street  
Suite 1600  
Buffalo, NY, US, 14202

**Reference** 3400.22576

Thank you for choosing FedEx



TRACK ANOTHER SHIPMENT

774102639595

ADD NICKNAME

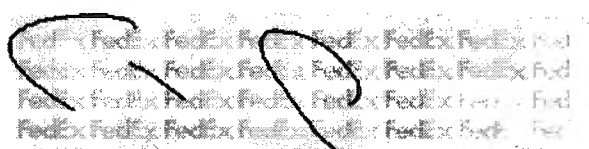


Delivered  
Monday, June 28, 2021 at 11:36 am



DELIVERED

Signed for by: S.PEAK



GET STATUS UPDATES

OBTAIN PROOF OF DELIVERY

FROM  
Rupp, Baase, Pfalzgraf  
Marco Cercone, Esq.  
424 Main Street  
Suite 1600  
Buffalo, NY US 14202  
716-854-3400

TO  
CT Corporation System  
300 Montvue Rd  
KNOXVILLE, TN US 37919  
716-854-3400

Travel History

TIME ZONE  
Local Scan Time



Monday, June 28, 2021

11:36 AM	KNOXVILLE, TN	Delivered
7:54 AM	KNOXVILLE, TN	On FedEx vehicle for delivery
7:06 AM	KNOXVILLE, TN	At local FedEx facility

Saturday, June 26, 2021

6:24 AM	LOUISVILLE, TN	At destination sort facility
---------	----------------	------------------------------

NYSCEF DOC. NO. 10

Case 1:21-cv-00826 Document 1-4 Filed 07/19/21 Page 70 of 152

RECEIVED NYSCEF: 06/28/2021

4:21 AM

MEMPHIS, TN

Departed FedEx location

Friday, June 25, 2021

4:49 PM

CHEEKTOWAGA, NY

Picked up

11:40 AM

Shipment information sent to FedEx

## Shipment Facts

## TRACKING NUMBER

774102639595

## SERVICE

FedEx Standard Overnight

## WEIGHT

4 lbs / 1.81 kgs

## DELIVERY ATTEMPTS

1

## DELIVERED TO

Receptionist/Front Desk

## TOTAL PIECES

1

## TOTAL SHIPMENT WEIGHT

4 lbs / 1.81 kgs

## TERMS

Shipper

## SHIPPER REFERENCE

3400.22576

## PACKAGING

FedEx Pak

## SPECIAL HANDLING SECTION

Deliver Weekday

## SHIP DATE

6/25/21 ⓘ

## STANDARD TRANSIT

6/28/21 by 4:30 pm ⓘ

## ACTUAL DELIVERY

6/28/21 at 11:36 am

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF ERIE

ERIE COUNTY MEDICAL CENTER CORPORATION; CATHOLIC HEALTH SYSTEM, INC.; SISTERS OF CHARITY HOSPITAL OF BUFFALO, NEW YORK; MERCY HOSPITAL OF BUFFALO; KENMORE MERCY HOSPITAL; MOUNT ST. MARY'S HOSPITAL OF NIAGARA FALLS; ELLIS HOSPITAL FOUNDATION, INC.; KALEIDA HEALTH; OLEAN GENERAL HOSPITAL; NIAGARA FALLS MEMORIAL MEDICAL CENTER; and ST. LUKE'S CORNWALL HOSPITAL,

Index No. 806187/2021

Plaintiffs,

v.

TEVA PHARMACEUTICALS USA, INC.; CEPHALON, INC.; WATSON LABORATORIES, INC.; ACTAVIS PHARMA, INC. (f/k/a WATSON PHARMA INC.); ACTAVIS LLC (f/k/a ACTAVIS INC.); JOHNSON & JOHNSON; JANSSEN PHARMACEUTICALS, INC. (f/k/a ORTHO-MCNEIL-JANSSEN PHARMACEUTICALS, INC. f/k/a JANSSEN PHARMACEUTICA, INC.); NORAMCO, INC.; ENDO HEALTH SOLUTIONS, INC.; ENDO PHARMACEUTICALS INC.; PAR PHARMACEUTICALS COMPANIES, INC. (f/k/a PAR PHARMACEUTICAL HOLDINGS, INC.); PAR PHARMACEUTICAL, INC.; ABBOTT LABORATORIES; ABBOTT LABORATORIES, INC.; AMNEAL PHARMACEUTICALS, LLC; ALLERGAN FINANCE, LLC (f/k/a ACTAVIS, INC. f/k/a WATSON PHARMACEUTICALS, INC.); ALLERGAN SALES, LLC; ALLERGAN USA, INC.; PRACTICE FUSION, INC.; ALLSCRIPTS

HEALTHCARE SOLUTIONS, INC.;  
 AMERISOURCEBERGEN DRUG  
 CORPORATION; ANDA, INC.; CARDINAL  
 HEALTH, INC.; H.D. SMITH, LLC (f/k/a H.D.  
 SMITH WHOLESALE DRUG CO.); HENRY  
 SCHEIN, INC.; CVS PHARMACY, INC.; CVS  
 INDIANA, L.L.C.; CVS ORLANDO FL  
 DISTRIBUTION, L.L.C.; CVS PA  
 DISTRIBUTION, L.L.C.; CVS TN  
 DISTRIBUTION, L.L.C.; CVS VERO FL  
 DISTRIBUTION, L.L.C.; CVS RX SERVICES,  
 INC.; CVS ALBANY, L.L.C.; RITE AID OF NEW  
 YORK, INC.; RITE AID DRUG PALACE, INC.;  
 RITE AID OF MARYLAND, INC. (d/b/a RITE  
 AID MID-ATLANTIC CUSTOMER SUPPORT  
 CENTER, INC.); WALGREEN CO.;  
 WALGREEN EASTERN CO., INC.; WALMART  
 INC. (f/k/a/ WAL-MART STORES, INC.); WAL-  
 MART STORES EAST, LP; JIM HENNING,  
 DARCI GILLIS, JAMES MCVAY, KIM CADIN;  
 ANTHONY ONESTO; JEFF PALMER; and  
 DOES 1-100,

Defendants.

### AFFIDAVIT OF SERVICE

STATE OF NEW YORK     )  
                                   ): ss:  
 COUNTY OF ERIE         )

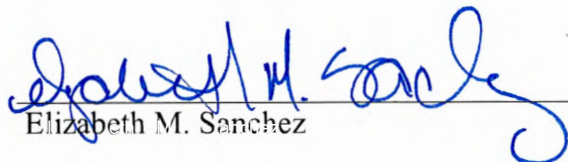
Elizabeth M. Sanchez, being duly sworn, deposes and says:

1. I am not a party to this action, am over 18 years of age and am employed with Rupp Baase Pfalzgraf Cunningham LLC located in Buffalo, New York.

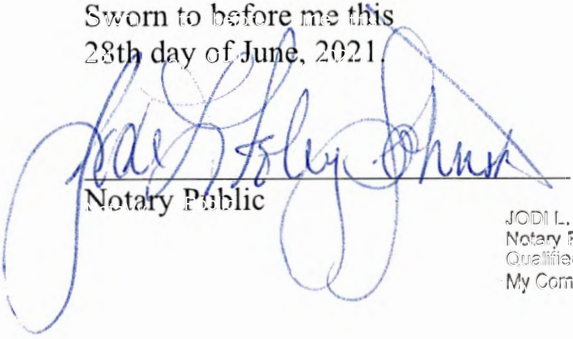
2. On the 25 day of June, 2021, I served a copy of the Notification of Electronic Filing and the filed Summons and Complaint on the following:

CT Corporation System  
 1200 South Pine Island Rd.  
 Plantation, FL, 33324

by Overnight Mail/Federal Express upon the designated agent, CT Corporation System(on behalf of CVS Vero FL Distribution, LLC.) and accepted on June 28, 2021.

  
Elizabeth M. Sanchez

Sworn to before me this  
28th day of June, 2021.

  
Notary Public

JODI L. FOLEY-JOHNSTON  
Notary Public, State of New York  
Qualified in Erie County  
My Commission Expires Nov. 22, 2024



ORIGIN ID: BUFA (716) 854-3400 MARCO CERCONI, ESQ. RUPP, BARRY, PFALZGRAF 424 MAIN STREET SUITE 1600 BUFFALO, NY 14202 UNITED STATES US		SHIP DATE: 25 JUN 21 ACTWGT: 4.00 LB CAD: 4284736/NET 4340
TO CT CORPORATION SYSTEM		BILL SENDER
1200 SOUTH PINE ISLAND RD		
PLANTATION FL 33324		
(716) 854-3400 REF: 3400 22576		
INV. PO. DEPT.		
56DJ3E387FE4A		
		
		
		
MON - 28 JUN 4:30P		
STANDARD OVERNIGHT		
TRK# 7741 0269 1902		
0201		
XH ZFTA		
FL-US 33324		
		

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Use of this system constitutes your agreement to the service conditions in the current FedEx Service Guide, available on [fedex.com](https://www.fedex.com). FedEx will not be responsible for any claim in excess of \$100 per package, whether the result of loss, damage, delay, non-delivery, misdelivery, or misinformation, unless you declare a higher value, pay an additional charge, document your actual loss and file a timely claim. Limitations found in the current FedEx Service Guide apply. Your right to recover from FedEx for any loss, including intrinsic value of the package, loss of sales, income interest, profit, attorney's fees, costs, and other forms of damage whether direct, incidental, consequential, or special is limited to the greater of \$100 or the authorized declared value. Recovery cannot exceed actual documented loss. Maximum for items of extraordinary value is \$1,000, e.g. jewelry, precious metals, negotiable instruments and other items listed in our Service Guide. Written claims must be filed within strict time limits, see current FedEx Service Guide.



June 28, 2021

Dear Customer,

The following is the proof-of-delivery for tracking number: 774102691902

---

Delivery Information:

Status:	Delivered	Delivered To:	Receptionist/Front Desk
Signed for by:	M. MONICA	Delivery Location:	1200 S PINE ISLAND RD
Service type:	FedEx Standard Overnight		
Special Handling:	Deliver Weekday		PLANTATION, FL, 33324
		Delivery date:	Jun 28, 2021 08:43

---

## Shipping Information:

Tracking number:	774102691902	Ship Date:	Jun 25, 2021
		Weight:	4.0 LB/1.82 KG

---

Recipient:  
CT Corporation System,  
1200 South Pine Island Rd  
PLANTATION, FL, US, 33324

Shipper:  
Marco Cercone, Esq., Rupp, Baasa, Pfalzgraf  
424 Main Street  
Suite 1600  
Buffalo, NY, US, 14202

Reference: 3400.22576

FedEx FedEx FedEx FedEx FedEx FedEx FedEx FedEx  
FedEx FedEx FedEx FedEx FedEx FedEx FedEx FedEx  
FedEx FedEx FedEx FedEx FedEx FedEx FedEx FedEx  
FedEx FedEx FedEx FedEx FedEx FedEx FedEx FedEx

Thank you for choosing FedEx



TRACK ANOTHER SHIPMENT

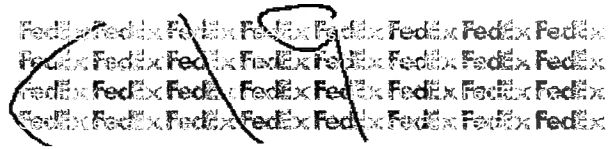
774102691902  
ADD NICKNAME



Delivered  
Monday, June 28, 2021 at 8:43 am



DELIVERED  
Signed for by: M.MONICA



GET STATUS UPDATES  
OBTAIN PROOF OF DELIVERY

FROM	TO
Rupp, Baase, Pfalzgraf Marco Cercone, Esq. 424 Main Street Suite 1600 Buffalo, NY US 14202 716-854-3400	CT Corporation System 1200 South Pine Island Rd PLANTATION, FL US 33324 716-854-3400

Travel History

TIME ZONE  
Local Scan Time



Monday, June 28, 2021

8:43 AM	PLANTATION, FL	Delivered
7:23 AM	FORT LAUDERDALE, FL	On FedEx vehicle for delivery
6:42 AM	FORT LAUDERDALE, FL	At local FedEx facility

Saturday, June 26, 2021

8:35 AM	FORT LAUDERDALE, FL	At local FedEx facility
---------	---------------------	-------------------------

6/28/2021

Detailed Tracking

RECEIVED NYSCEF: 06/28/2021

8:30 AM	FORT LAUDERDALE, FL	At local FedEx facility Package not due for delivery
6:43 AM	FORT LAUDERDALE, FL	At destination sort facility
3:46 AM	MEMPHIS, TN	Departed FedEx location
Friday, June 25, 2021		
11:22 PM	MEMPHIS, TN	Arrived at FedEx location
4:49 PM	CHEEKTOWAGA, NY	Picked up
11:43 AM		Shipment information sent to FedEx

## Shipment Facts

<b>TRACKING NUMBER</b> 774102691902	<b>SERVICE</b> FedEx Standard Overnight	<b>WEIGHT</b> 4 lbs / 1.81 kgs
<b>DELIVERY ATTEMPTS</b> 1	<b>DELIVERED TO</b> Receptionist/Front Desk	<b>TOTAL PIECES</b> 1
<b>TOTAL SHIPMENT WEIGHT</b> 4 lbs / 1.81 kgs	<b>TERMS</b> Shipper	<b>SHIPPER REFERENCE</b> 3400.22576
<b>PACKAGING</b> FedEx Pak	<b>SPECIAL HANDLING SECTION</b> Deliver Weekday	<b>SHIP DATE</b> 6/25/21 ②
<b>STANDARD TRANSIT</b> 6/28/21 by 4:30 pm ②	<b>ACTUAL DELIVERY</b> 6/28/21 at 8:43 am	

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF ERIE

ERIE COUNTY MEDICAL CENTER CORPORATION; CATHOLIC HEALTH SYSTEM, INC.; SISTERS OF CHARITY HOSPITAL OF BUFFALO, NEW YORK; MERCY HOSPITAL OF BUFFALO; KENMORE MERCY HOSPITAL; MOUNT ST. MARY'S HOSPITAL OF NIAGARA FALLS; ELLIS HOSPITAL FOUNDATION, INC.; KALEIDA HEALTH; OLEAN GENERAL HOSPITAL; NIAGARA FALLS MEMORIAL MEDICAL CENTER; and ST. LUKE'S CORNWALL HOSPITAL,

Index No. 806187/2021

Plaintiffs,

v.

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HEALTHCARE SOLUTIONS, INC.;  
 AMERISOURCEBERGEN DRUG  
 CORPORATION; ANDA, INC.; CARDINAL  
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 DISTRIBUTION, L.L.C.; CVS PA  
 DISTRIBUTION, L.L.C.; CVS TN  
 DISTRIBUTION, L.L.C.; CVS VERO FL  
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 AID MID-ATLANTIC CUSTOMER SUPPORT  
 CENTER, INC.); WALGREEN CO.;  
 WALGREEN EASTERN CO., INC.; WALMART  
 INC. (f/k/a/ WAL-MART STORES, INC.); WAL-  
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 DARCI GILLIS, JAMES MCVAY, KIM CADIN;  
 ANTHONY ONESTO; JEFF PALMER; and  
 DOES 1-100,

Defendants.

### AFFIDAVIT OF SERVICE

STATE OF NEW YORK     )  
   ): ss:  
 COUNTY OF ERIE         )

Elizabeth M. Sanchez, being duly sworn, deposes and says:

1. I am not a party to this action, am over 18 years of age and am employed with Rupp Baase Pfalzgraf Cunningham LLC located in Buffalo, New York.

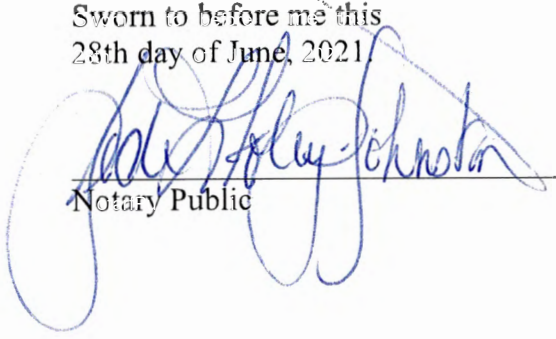
2. On the 25 day of June, 2021, I served a copy of the Notification of Electronic Filing and the filed Summons and Complaint on the following:

Corporation Service Company  
 80 State St.  
 Albany, NY 12207

by Overnight Mail/Federal Express upon the designated agent, Corporation Service Company (on behalf of Henry Schein, Inc. and Walgreen Co.) and accepted on June 28, 2021.

  
Elizabeth M. Sanchez

Sworn to before me this  
28th day of June, 2021.

  
Notary Public

JODI L. FOLEY-JOHNSTON  
Notary Public, State of New York  
Qualified in Erie County  
My Commission Expires Nov. 27, 2021

ORIGIN ID:BUFA (716) 854-3400  
MARCO CERONE, ESQ.  
RUPP, BAASE, PFALZGRAF  
424 MAIN STREET  
SUITE 1600  
BUFFALO, NY 14202  
UNITED STATES US

SHIP DATE: 24JUN21  
ACTWGT: 8.00 LB  
CAD: 4284736/NET14340

TO CORPORATION SERVICE COMPANY  
80 STATE ST.  
ALBANY NY 12207  
(716) 854-3400 REF: 3400 22576  
PO DEPT.

56DJ3B397FE4A

  
315132503101477

TRK# 7740 8939 1498  
0201  
STANDARD OVERNIGHT  
FRI - 25 JUN 4:30P  
EIALBA  
NY-US ALB 12207



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3. Place label in shipping pouch and affix it to your shipment so that the barcode portion of the label can be read and scanned.

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June 28, 2021

Dear Customer,

The following is the proof-of-delivery for tracking number: 774089391498

---

Delivery Information:

Status:	Delivered	Delivered To:	Receptionist/Front Desk
Signed for by:	MACRRIER	Delivery Location:	80 STATE ST
Service type:	FedEx Standard Overnight		
Special Handling:	Deliver Weekday		ALBANY, NY, 12207
		Delivery date:	Jun 25, 2021 09:44

---

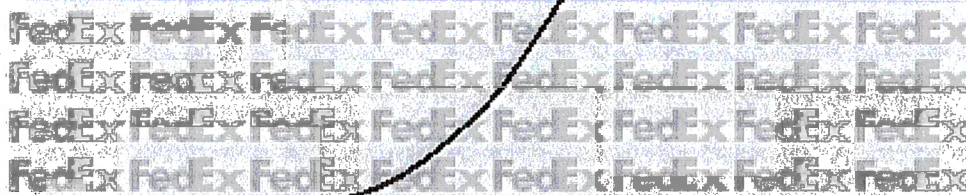
## Shipping Information:

Tracking number:	774089391498	Ship Date:	Jun 24, 2021
		Weight:	8.0 LB/3.63 KG

Recipient:  
Corporation Service Company,  
80 State St.  
ALBANY, NY, US, 12207

Shipper:  
Marco Cercone, Esq., Rupp, Baasa, Pfalzgraf  
424 Main Street  
Suite 1600  
Buffalo, NY, US, 14202

Reference: 3400.22576



Thank you for choosing FedEx



TRACK ANOTHER SHIPMENT

774089391498

ADD NICKNAME

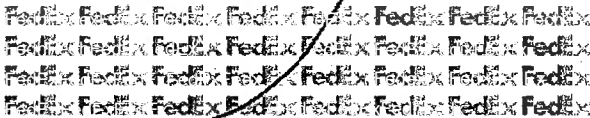


Delivered  
Friday, June 25, 2021 at 9:44 am



DELIVERED

Signed for by: M.CARKNER



GET STATUS UPDATES

OBTAIN PROOF OF DELIVERY

FROM  
Rupp, Baase, Pfalzgraf  
Marco Cercone, Esq.  
424 Main Street  
Suite 1600  
Buffalo, NY US 14202  
716-854-3400

TO  
Corporation Service Company  
80 State St.  
ALBANY, NY US 12207  
716-854-3400

Travel History

TIME ZONE  
Local Scan Time



Friday, June 25, 2021

9:44 AM	ALBANY, NY	Delivered
7:17 AM	MENANDS, NY	On FedEx vehicle for delivery
6:59 AM	MENANDS, NY	At local FedEx facility
2:58 AM	NEWARK, NJ	Departed FedEx location

Thursday, June 24, 2021

11:57 PM	NEWARK, NJ	Arrived at FedEx location
6:00 PM	CHEEKTOWAGA, NY	Picked up
10:28 AM		Shipment information sent to FedEx

## Shipment Facts

## TRACKING NUMBER

774089391498

## SERVICE

FedEx Standard Overnight

## WEIGHT

8 lbs / 3.63 kgs

## DIMENSIONS

18x13x3 in.

## DELIVERY ATTEMPTS

1

## DELIVERED TO

Receptionist/Front Desk

## TOTAL PIECES

1

## TOTAL SHIPMENT WEIGHT

8 lbs / 3.63 kgs

## TERMS

Shipper

## SHIPPER REFERENCE

3400.22576

## PACKAGING

FedEx Box

## SPECIAL HANDLING SECTION

Deliver Weekday

## SHIP DATE

6/24/21 ?

## STANDARD TRANSIT

6/25/21 by 4:30 pm ?

## ACTUAL DELIVERY

6/25/21 at 9:44 am

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF ERIE

ERIE COUNTY MEDICAL CENTER CORPORATION; CATHOLIC HEALTH SYSTEM, INC.; SISTERS OF CHARITY HOSPITAL OF BUFFALO, NEW YORK; MERCY HOSPITAL OF BUFFALO; KENMORE MERCY HOSPITAL; MOUNT ST. MARY'S HOSPITAL OF NIAGARA FALLS; ELLIS HOSPITAL FOUNDATION, INC.; KALEIDA HEALTH; OLEAN GENERAL HOSPITAL; NIAGARA FALLS MEMORIAL MEDICAL CENTER; and ST. LUKE'S CORNWALL HOSPITAL,

Plaintiffs,

v.

TEVA PHARMACEUTICALS USA, INC.; CEPHALON, INC.; WATSON LABORATORIES, INC.; ACTAVIS PHARMA, INC. (f/k/a WATSON PHARMA INC.); ACTAVIS LLC (f/k/a ACTAVIS INC.); JOHNSON & JOHNSON; JANSSEN PHARMACEUTICALS, INC. (f/k/a ORTHO-MCNEIL-JANSSEN PHARMACEUTICALS, INC. f/k/a JANSSEN PHARMACEUTICA, INC.); NORAMCO, INC.; ENDO HEALTH SOLUTIONS, INC.; ENDO PHARMACEUTICALS INC.; PAR PHARMACEUTICALS COMPANIES, INC. (f/k/a PAR PHARMACEUTICAL HOLDINGS, INC.); PAR PHARMACEUTICAL, INC.; ABBOTT LABORATORIES; ABBOTT LABORATORIES, INC.; AMNEAL PHARMACEUTICALS, LLC; ALLERGAN FINANCE, LLC (f/k/a ACTAVIS, INC. f/k/a WATSON PHARMACEUTICALS, INC.); ALLERGAN SALES, LLC; ALLERGAN USA, INC.; PRACTICE FUSION, INC.; ALLSCRIPTS

Index No. 806187/2021

HEALTHCARE SOLUTIONS, INC.;  
 AMERISOURCEBERGEN DRUG  
 CORPORATION; ANDA, INC.; CARDINAL  
 HEALTH, INC.; H.D. SMITH, LLC (f/k/a H.D.  
 SMITH WHOLESALE DRUG CO.); HENRY  
 SCHEIN, INC.; CVS PHARMACY, INC.; CVS  
 INDIANA, L.L.C.; CVS ORLANDO FL  
 DISTRIBUTION, L.L.C.; CVS PA  
 DISTRIBUTION, L.L.C.; CVS TN  
 DISTRIBUTION, L.L.C.; CVS VERO FL  
 DISTRIBUTION, L.L.C.; CVS RX SERVICES,  
 INC.; CVS ALBANY, L.L.C.; RITE AID OF NEW  
 YORK, INC.; RITE AID DRUG PALACE, INC.;  
 RITE AID OF MARYLAND, INC. (d/b/a RITE  
 AID MID-ATLANTIC CUSTOMER SUPPORT  
 CENTER, INC.); WALGREEN CO.;  
 WALGREEN EASTERN CO., INC.; WALMART  
 INC. (f/k/a/ WAL-MART STORES, INC.); WAL-  
 MART STORES EAST, LP; JIM HENNING,  
 DARCI GILLIS, JAMES MCVAY, KIM CADIN;  
 ANTHONY ONESTO; JEFF PALMER; and  
 DOES 1-100,

Defendants.

### AFFIDAVIT OF SERVICE

STATE OF NEW YORK     )  
                                   ): ss:  
 COUNTY OF ERIE         )

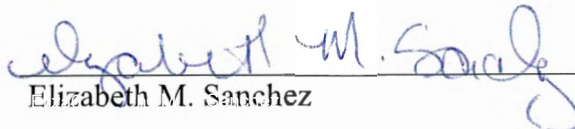
Elizabeth M. Sanchez, being duly sworn, deposes and says:

1. I am not a party to this action, am over 18 years of age and am employed with Rupp Baase Pfalzgraf Cunningham LLC located in Buffalo, New York.

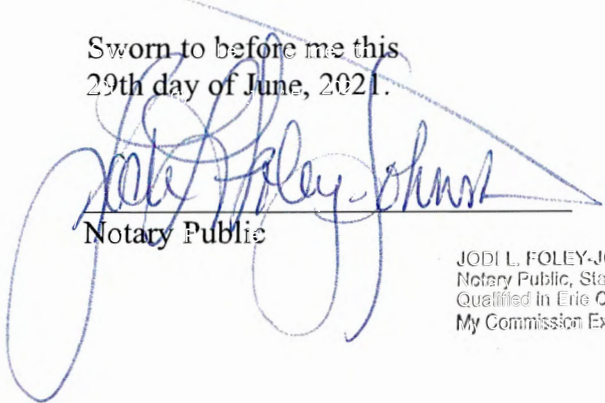
2. On the 25 day of June, 2021, I served a copy of the Notification of Electronic Filing and the filed Summons and Complaint on the following:

CT Corporation System  
 4400 Easton Commons Way  
 Suite 125  
 Columbus, OH 43219

by Overnight Mail/Federal Express upon the designated agent, CT Corporation System (on behalf of Cardinal Health, Inc.) and accepted on June 28, 2021.

  
Elizabeth M. Sanchez

Sworn to before me this  
29th day of June, 2021.

  
Notary Public

JODI L. FOLEY-JOHNSTON  
Notary Public, State of New York  
Qualified in Erie County  
My Commission Expires Nov. 22, 2021



ORIGIN ID:BUFA (716) 854-3400		SHIP DATE: 25 JUN 21	
MARCO CERONE, ESQ.		ACTWGT: 4.00 LB	
RUPP, BAASE, PFALZGRAF		CAD: 4284736/MET4340	
424 MAIN STREET			
SUITE 1600			
BUFFALO, NY 14202			
UNITED STATES US		BILL SENDER	
<b>TO CT CORPORATION SYSTEM</b>			
<b>4400 EASTON COMMONS WAY</b>			
<b>SUITE 125</b>			
<b>COLUMBUS OH 43219</b>			
(716) 854-3400		REF: 3400.22576	
PO:		DEPT:	
			
			
TRK# 7741 0255 6780		MON - 28 JUN 4:30P	
STANDARD OVERNIGHT			
<b>XX OSUA</b>		<b>43219</b>	
OH-US		<b>LCK</b>	
			

**After printing this label:**

1. Use the 'Print' button on this page to print your label to your laser or inkjet printer.
2. Fold the printed page along the horizontal line.
3. Place label in shipping pouch and affix it to your shipment so that the barcode portion of the label can be read and scanned.

**Warning:** Use only the printed original label for shipping. Using a photocopy of this label for shipping purposes is fraudulent and could result in additional billing charges, along with the cancellation of your FedEx account number.

Use of this system constitutes your agreement to the service conditions in the current FedEx Service Guide, available on [fedex.com](http://fedex.com). FedEx will not be responsible for any claim in excess of \$100 per package, whether the result of loss, damage, delay, non-delivery, misdelivery, or misinformation, unless you declare a higher value, pay an additional charge, document your actual loss and file a timely claim. Limitations found in the current FedEx Service Guide apply. Your right to recover from FedEx for any loss, including intrinsic value of the package, loss of sales, income interest, profit, attorney's fees, costs, and other forms of damage whether direct, incidental, consequential, or special is limited to the greater of \$100 or the authorized declared value. Recovery cannot exceed actual documented loss. Maximum for items of extraordinary value is \$1,000, e.g. jewelry, precious metals, negotiable instruments and other items listed in our Service Guide. Written claims must be filed within strict time limits, see current FedEx Service Guide.



June 29, 2021

Dear Customer,

The following is the proof-of-delivery for tracking number: 774102556780

---

**Delivery Information:**

---

Status:	Delivered	Delivered To:	
Signed for by:	Signature release on file	Delivery Location:	4400 EASTON CMNS 125
Service type:	FedEx Standard Overnight		
Special Handling:	Deliver Weekday		COLUMBUS, OH, 43219
		Delivery date:	Jun 28, 2021 15:33

---

**Shipping Information:**

---

Tracking number:	774102556780	Ship Date:	Jun 25, 2021
		Weight:	4.0 LB/1.82 KG

**Recipient:**  
CT Corporation System,  
4400 Easton Commons Way  
Suite 125  
COLUMBUS, OH, US, 43219

**Shipper:**  
Marco Carcone, Esq., Rupp, Baase, Pflanzgraf  
424 Main Street  
Suite 1600  
Buffalo, NY, US, 14202

**Reference** 3400.22576

---

Proof-of-delivery details appear below; however, no signature is available for this FedEx Express shipment  
because a signature was not required.

---

Thank you for choosing FedEx





TRACK ANOTHER SHIPMENT

774102556780

ADD NICKNAME



Delivered  
Monday, June 28, 2021 at 3:33 pm



DELIVERED

Signature release on file

GET STATUS UPDATES

OBTAIN PROOF OF DELIVERY

FROM  
Rupp, Baase, Pfalzgraf  
Marco Cercone, Esq.  
424 Main Street  
Suite 1600  
Buffalo, NY US 14202  
716-854-3400

TO  
CT Corporation System  
4400 Easton Commons Way  
Suite 125  
COLUMBUS, OH US 43219  
716-854-3400

Travel History

TIME ZONE  
Local Scan Time



Monday, June 28, 2021

3:33 PM	COLUMBUS, OH	Delivered Package delivered to recipient address - release authorized
7:26 AM	COLUMBUS, OH	On FedEx vehicle for delivery
5:42 AM	COLUMBUS, OH	At local FedEx facility

Saturday, June 26, 2021

10:40 AM	COLUMBUS, OH	At local FedEx facility
6:11 AM	COLUMBUS, OH	At destination sort facility
4:03 AM	MEMPHIS, TN	Departed FedEx location

6/29/2021

Detailed Tracking

RECEIVED NYSCEF: 06/29/2021

Friday, June 25, 2021

4:49 PM

CHEEKTOWAGA, NY

Picked up

11:35 AM

Shipment information sent to FedEx

## Shipment Facts

## TRACKING NUMBER

774102556780

## SERVICE

FedEx Standard Overnight

## WEIGHT

4 lbs / 1.81 kgs

## DELIVERY ATTEMPTS

1

## TOTAL PIECES

1

## TOTAL SHIPMENT WEIGHT

4 lbs / 1.81 kgs

## TERMS

Shipper

## PACKAGING

FedEx Pak

## SPECIAL HANDLING SECTION

Deliver Weekday

## SHIP DATE

6/25/21 ?

## STANDARD TRANSIT

6/28/21 by 4:30 pm ?

## ACTUAL DELIVERY

6/28/21 at 3:33 pm

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF ERIE

ERIE COUNTY MEDICAL CENTER CORPORATION; CATHOLIC HEALTH SYSTEM, INC.; SISTERS OF CHARITY HOSPITAL OF BUFFALO, NEW YORK; MERCY HOSPITAL OF BUFFALO; KENMORE MERCY HOSPITAL; MOUNT ST. MARY'S HOSPITAL OF NIAGARA FALLS; ELLIS HOSPITAL FOUNDATION, INC.; KALEIDA HEALTH; OLEAN GENERAL HOSPITAL; NIAGARA FALLS MEMORIAL MEDICAL CENTER; and ST. LUKE'S CORNWALL HOSPITAL,

Plaintiffs,

v.

TEVA PHARMACEUTICALS USA, INC.; CEPHALON, INC.; WATSON LABORATORIES, INC.; ACTAVIS PHARMA, INC. (f/k/a WATSON PHARMA INC.); ACTAVIS LLC (f/k/a ACTAVIS INC.); JOHNSON & JOHNSON; JANSSEN PHARMACEUTICALS, INC. (f/k/a ORTHO-MCNEIL-JANSSEN PHARMACEUTICALS, INC. f/k/a JANSSEN PHARMACEUTICA, INC.); NORAMCO, INC.; ENDO HEALTH SOLUTIONS, INC.; ENDO PHARMACEUTICALS INC.; PAR PHARMACEUTICALS COMPANIES, INC. (f/k/a PAR PHARMACEUTICAL HOLDINGS, INC.); PAR PHARMACEUTICAL, INC.; ABBOTT LABORATORIES; ABBOTT LABORATORIES, INC.; AMNEAL PHARMACEUTICALS, LLC; ALLERGAN FINANCE, LLC (f/k/a ACTAVIS, INC. f/k/a WATSON PHARMACEUTICALS, INC.); ALLERGAN SALES, LLC; ALLERGAN USA, INC.; PRACTICE FUSION, INC.; ALLSCRIPTS

Index No. 806187/2021

HEALTHCARE SOLUTIONS, INC.;  
 AMERISOURCEBERGEN DRUG  
 CORPORATION; ANDA, INC.; CARDINAL  
 HEALTH, INC.; H.D. SMITH, LLC (f/k/a H.D.  
 SMITH WHOLESALE DRUG CO.); HENRY  
 SCHEIN, INC.; CVS PHARMACY, INC.; CVS  
 INDIANA, L.L.C.; CVS ORLANDO FL  
 DISTRIBUTION, L.L.C.; CVS PA  
 DISTRIBUTION, L.L.C.; CVS TN  
 DISTRIBUTION, L.L.C.; CVS VERO FL  
 DISTRIBUTION, L.L.C.; CVS RX SERVICES,  
 INC.; CVS ALBANY, L.L.C.; RITE AID OF NEW  
 YORK, INC.; RITE AID DRUG PALACE, INC.;  
 RITE AID OF MARYLAND, INC. (d/b/a RITE  
 AID MID-ATLANTIC CUSTOMER SUPPORT  
 CENTER, INC.); WALGREEN CO.;  
 WALGREEN EASTERN CO., INC.; WALMART  
 INC. (f/k/a/ WAL-MART STORES, INC.); WAL-  
 MART STORES EAST, LP; JIM HENNING,  
 DARCI GILLIS, JAMES MCVAY, KIM CADIN;  
 ANTHONY ONESTO; JEFF PALMER; and  
 DOES 1-100,

Defendants.

### AFFIDAVIT OF SERVICE

STATE OF NEW YORK     )  
                                   ): ss:  
 COUNTY OF ERIE         )

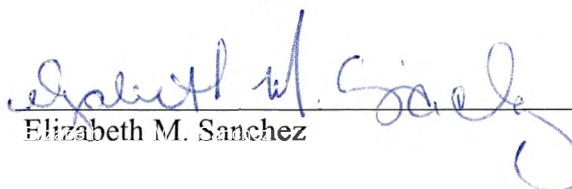
Elizabeth M. Sanchez, being duly sworn, deposes and says:

1. I am not a party to this action, am over 18 years of age and am employed with Rupp Baase Pfalzgraf Cunningham LLC located in Buffalo, New York.

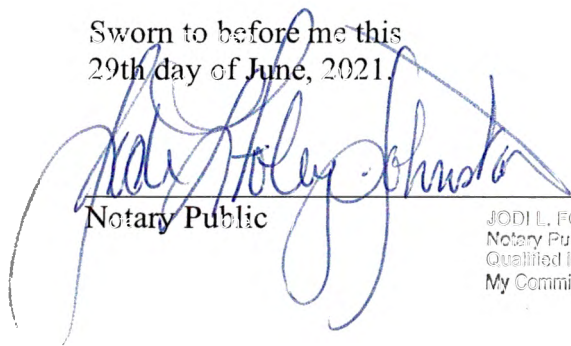
2. On the 25 day of June, 2021, I served a copy of the Notification of Electronic Filing and the filed Summons and Complaint on the following:

The Prentice-Hall Corporation System, Inc.  
 30 State Street  
 Albany, NY 12207

by Overnight Mail/Federal Express upon the designated agent, The Prentice-Hall Corporation System, Inc. (on behalf of Walgreen Eastern Co. Inc.) and accepted on June 28, 2021.

  
Elizabeth M. Sanchez

Sworn to before me this  
29th day of June, 2021.

  
Notary Public

JODI L. FOLEY-JOHNSTON  
Notary Public, State of New York  
Qualified in Erie County  
My Commission Expires Nov. 22, 2021

ORIGIN ID:BUFA (716) 854-3400  
MARCO CERCONI ESO  
RUPP, BAASE, JEFF L ZGRAB  
424 MAIN STREET  
SUITE 1600  
BUFFALO, NY 14202  
UNITED STATES US

SHIP DATE: 25 JUN 21  
ACT WGT: 4.00 LB  
CAD: 4284736INET4340  
BILL SENDER

TO THE PRENTICE-HALL CORP. SYSTEM, INC  
80 STATE STREET  
ALBANY NY 12207  
(716) 854-3400 REF: 340022576  
INVT  
PO DEPT

560J3E307FE4A

  
J2112257600101ue

TRK# 7741 0176 9594  
0201  
MON - 28 JUN 4:30P  
STANDARD OVERNIGHT  
XH ALBA  
12207  
NY-US ALB



After printing this label:

- 1. Use the 'Print' button on this page to print your label to your laser or inkjet printer.
- 2. Fold the printed page along the horizontal line.
- 3. Place label in shipping pouch and affix it to your shipment so that the barcode portion of the label can be read and scanned.

**Warning:** Use only the printed original label for shipping. Using a photocopy of this label for shipping purposes is fraudulent and could result in additional billing charges, along with the cancellation of your FedEx account number.

Use of this system constitutes your agreement to the service conditions in the current FedEx Service Guide, available on [fedex.com](https://www.fedex.com). FedEx will not be responsible for any claim in excess of \$100 per package, whether the result of loss, damage, delay, non-delivery, misdelivery, or misinformation, unless you declare a higher value, pay an additional charge, document your actual loss and file a timely claim. Limitations found in the current FedEx Service Guide apply. Your right to recover from FedEx for any loss, including intrinsic value of the package, loss of sales, income interest, profit, attorney's fees, costs, and other forms of damage whether direct, incidental, consequential, or special is limited to the greater of \$100 or the authorized declared value. Recovery cannot exceed actual documented loss. Maximum for items of extraordinary value is \$1,000, e.g. jewelry, precious metals, negotiable instruments and other items listed in our Service Guide. Written claims must be filed within strict time limits, see current FedEx Service Guide.



June 29, 2021

Dear Customer,

The following is the proof-of-delivery for tracking number: 774101769594

<b>Delivery Information:</b>			
Status:	Delivered	Delivered To:	Receptionist/Front Desk
Signed for by:	M.CARKNER	Delivery Location:	80 STATE ST 10
Service type:	FedEx Standard Overnight		
Special Handling:	Deliver Weekday		ALBANY, NY, 12207
		Delivery date:	Jun 28, 2021 12:32
<b>Shipping Information:</b>			
Tracking number:	774101769594	Ship Date:	Jun 25, 2021
		Weight:	4.0 LB/1.82 KG
Recipient:	Shipper:		
The Prentice-Hall Corp. System, Inc.	Marco Cercone, Esq., Rupp, Bease, Pfalzgraf		
80 State Street	424 Main Street		
ALBANY, NY, US, 12207	Suite 1600		
	Buffalo, NY, US, 14202		
Reference	3400.22576		

Signature Proof of Delivery is not currently available for this Tracking Number. Availability of signature images may take up to 5 days after delivery date. Please try later, or contact Customer Service at 1.800.Go.FedEx(R) 800.463.3339.

Thank you for choosing FedEx





TRACK ANOTHER SHIPMENT

774101769594

ADD NICKNAME



Delivered  
Monday, June 28, 2021 at 12:32 pm



DELIVERED

Signed for by: M.CARKNER

GET STATUS UPDATES

OBTAIN PROOF OF DELIVERY

FROM  
Rupp, Baase, Pfalzgraf  
Marco Cercone, Esq.  
424 Main Street  
Suite 1600  
Buffalo, NY US 14202  
716-854-3400

TO  
The Prentice-Hall Corp. System, Inc  
80 State Street  
ALBANY, NY US 12207  
716-854-3400

Travel History

TIME ZONE  
Local Scan Time



Monday, June 28, 2021

12:32 PM	ALBANY, NY	Delivered
7:42 AM	MENANDS, NY	On FedEx vehicle for delivery
7:11 AM	MENANDS, NY	At local FedEx facility

Saturday, June 26, 2021

5:30 PM	MENANDS, NY	At local FedEx facility
7:55 AM	MENANDS, NY	At local FedEx facility Package not due for delivery
6:53 AM	LATHAM, NY	At destination sort facility



3:37 AM	MEMPHIS, TN	Departed FedEx location
Friday, June 25, 2021		
11:22 PM	MEMPHIS, TN	Arrived at FedEx location
4:49 PM	CHEEKTOWAGA, NY	Picked up
10:45 AM		Shipment information sent to FedEx

## Shipment Facts

<b>TRACKING NUMBER</b> 774101769594	<b>SERVICE</b> FedEx Standard Overnight	<b>WEIGHT</b> 4 lbs / 1.81 kgs
<b>DELIVERY ATTEMPTS</b> 1	<b>DELIVERED TO</b> Receptionist/Front Desk	<b>TOTAL PIECES</b> 1
<b>TOTAL SHIPMENT WEIGHT</b> 4 lbs / 1.81 kgs	<b>TERMS</b> Shipper	<b>SHIPPER REFERENCE</b> 3400.22576
<b>PACKAGING</b> FedEx Envelope	<b>SPECIAL HANDLING SECTION</b> Deliver Weekday	<b>SHIP DATE</b> 6/25/21 ?
<b>STANDARD TRANSIT</b> 6/28/21 by 4:30 pm ?	<b>ACTUAL DELIVERY</b> 6/28/21 at 12:32 pm	

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF ERIE

ERIE COUNTY MEDICAL CENTER CORPORATION; CATHOLIC HEALTH SYSTEM, INC.; SISTERS OF CHARITY HOSPITAL OF BUFFALO, NEW YORK; MERCY HOSPITAL OF BUFFALO; KENMORE MERCY HOSPITAL; MOUNT ST. MARY'S HOSPITAL OF NIAGARA FALLS; ELLIS HOSPITAL FOUNDATION, INC.; KALEIDA HEALTH; OLEAN GENERAL HOSPITAL; NIAGARA FALLS MEMORIAL MEDICAL CENTER; and ST. LUKE'S CORNWALL HOSPITAL,

Plaintiffs,

v.

TEVA PHARMACEUTICALS USA, INC.; CEPHALON, INC.; WATSON LABORATORIES, INC.; ACTAVIS PHARMA, INC. (f/k/a WATSON PHARMA INC.); ACTAVIS LLC (f/k/a ACTAVIS INC.); JOHNSON & JOHNSON; JANSSEN PHARMACEUTICALS, INC. (f/k/a ORTHO-MCNEIL-JANSSEN PHARMACEUTICALS, INC. f/k/a JANSSEN PHARMACEUTICA, INC.); NORAMCO, INC.; ENDO HEALTH SOLUTIONS, INC.; ENDO PHARMACEUTICALS INC.; PAR PHARMACEUTICALS COMPANIES, INC. (f/k/a PAR PHARMACEUTICAL HOLDINGS, INC.); PAR PHARMACEUTICAL, INC.; ABBOTT LABORATORIES; ABBOTT LABORATORIES, INC.; AMNEAL PHARMACEUTICALS, LLC; ALLERGAN FINANCE, LLC (f/k/a ACTAVIS, INC. f/k/a WATSON PHARMACEUTICALS, INC.); ALLERGAN SALES, LLC; ALLERGAN USA, INC.; PRACTICE FUSION, INC.; ALLSCRIPTS

Index No. 806187/2021

HEALTHCARE SOLUTIONS, INC.;  
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 RITE AID OF MARYLAND, INC. (d/b/a RITE  
 AID MID-ATLANTIC CUSTOMER SUPPORT  
 CENTER, INC.); WALGREEN CO.;  
 WALGREEN EASTERN CO., INC.; WALMART  
 INC. (f/k/a/ WAL-MART STORES, INC.); WAL-  
 MART STORES EAST, LP; JIM HENNING,  
 DARCI GILLIS, JAMES MCVAY, KIM CADIN;  
 ANTHONY ONESTO; JEFF PALMER; and  
 DOES 1-100,

Defendants.

### AFFIDAVIT OF SERVICE

STATE OF NEW YORK     )  
                                   ): ss:  
 COUNTY OF ERIE         )

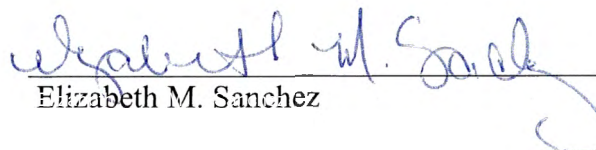
Elizabeth M. Sanchez, being duly sworn, deposes and says:

1. I am not a party to this action, am over 18 years of age and am employed with Rupp Baase Pfalzgraf Cunningham LLC located in Buffalo, New York.

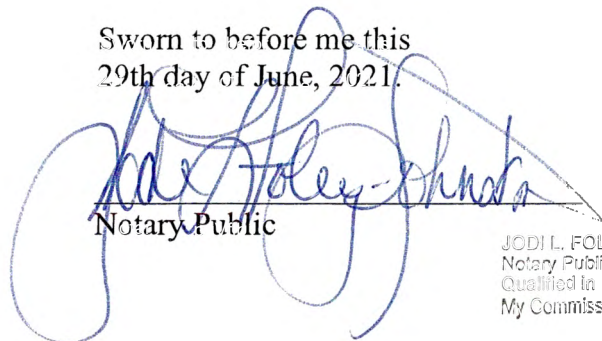
2. On the 25 day of June, 2021, I served a copy of the Notification of Electronic Filing and the filed Summons and Complaint on the following:

Corporate Creations Network, Inc.  
 8275 South Eastern Avenue, #200  
 Las Vegas, NV 89123

by Overnight Mail/Federal Express upon the designated agent, Corporate Creations Network, Inc. (on behalf of Watson Laboratories, Inc.) and accepted on June 28, 2021.

  
Elizabeth M. Sanchez

Sworn to before me this  
29th day of June, 2021.

  
Notary Public

JODI L. FOLEY-JOHNSTON  
Notary Public, State of New York  
Qualified in Erie County  
My Commission Expires Nov. 22, 2021

ORIGIN ID: BUFA (716) 854-3400  
MARCO CERCONI, ESQ.  
RUPP, BAASE, PFALZGRAF  
424 MAIN STREET  
SUITE 1600  
BUFFALO, NY 14202  
UNITED STATES US

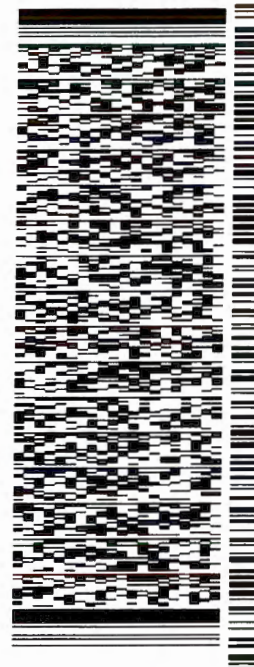
SHIP DATE: 25 JUN 21  
ACTWGHT: 4.00 LB  
CAD: 4284736/NET/4340

TO **CORPORATE CREATIONS NETWORK, INC.**

**8275 SOUTH EASTERN AVENUE  
200  
LAS VEGAS NV 89123**

(716) 854-3400 REF: 3400/22576  
INV:  
PO:  
DEPT:

56DJ3E087FE4A



J211221072101UN

TRK# 7741 0182 7649  
0201  
MON - 28 JUN 4:30P  
STANDARD OVERNIGHT

**XX LASA**  
NV-US LAS 89123



**After printing this label:**

1. Use the 'Print' button on this page to print your label to your laser or inkjet printer.
2. Fold the printed page along the horizontal line.
3. Place label in shipping pouch and affix it to your shipment so that the barcode portion of the label can be read and scanned.

**Warning:** Use only the printed original label for shipping. Using a photocopy of this label for shipping purposes is fraudulent and could result in additional billing charges, along with the cancellation of your FedEx account number.

Use of this system constitutes your agreement to the service conditions in the current FedEx Service Guide, available on [fedex.com](http://fedex.com). FedEx will not be responsible for any claim in excess of \$100 per package, whether the result of loss, damage, delay, non-delivery, misdelivery, or misinformation, unless you declare a higher value, pay an additional charge, document your actual loss and file a timely claim. Limitations found in the current FedEx Service Guide apply. Your right to recover from FedEx for any loss, including intrinsic value of the package, loss of sales, income interest, profit, attorney's fees, costs, and other forms of damage whether direct, incidental, consequential, or special is limited to the greater of \$100 or the authorized declared value. Recovery cannot exceed actual documented loss. Maximum for items of extraordinary value is \$1,000, e.g. jewelry, precious metals, negotiable instruments and other items listed in our Service Guide. Written claims must be filed within strict time limits, see current FedEx Service Guide.



June 29, 2021

Dear Customer,

The following is the proof-of-delivery for tracking number: 774101827849

---

**Delivery Information:**

Status:	Delivered	Delivered To:	Receptionist/Front Desk
Signed for by:	475% MIMARCI	Delivery Location:	8275 S EASTERN AVE 200
Service type:	FedEx Standard Overnight		
Special Handling:	Deliver Weekday		LAS VEGAS, NV, 89123
		Delivery date:	Jun 28, 2021 14:42

---

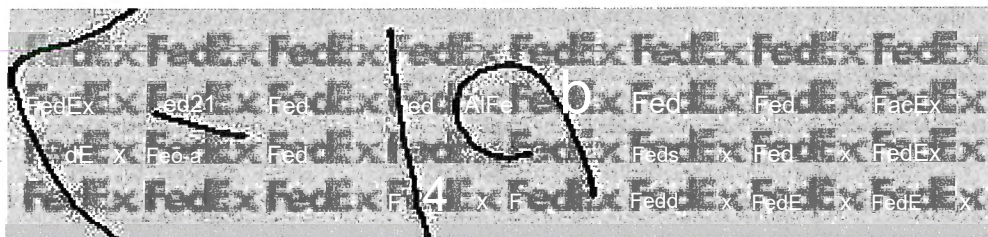
**Shipping Information:**

Tracking number:	774101827849	Ship Date:	Jun 25, 2021
		Weight:	4.0 LB/1.82 KG

**Recipient:**  
Corporate Creations Network, Inc.,  
8275 South Eastern Avenue  
200  
LAS VEGAS, NV, US, 89123

**Shipper:**  
Marco Cercone, Esq., Rupp, Baase, Pfalzgraf  
424 Main Street  
Suite 1600  
Buffalo, NY, US, 14202

**Reference:** 3400.22578



Thank you for choosing FedEx





## TRACK ANOTHER SHIPMENT

774101827649

ADD NICKNAME

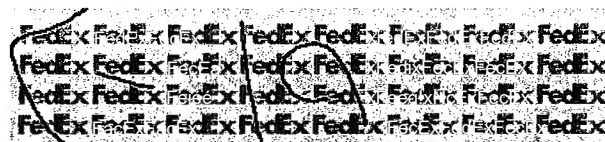


Delivered  
Monday, June 28, 2021 at 2:42 pm



## DELIVERED

Signed for by: M.MARCI



GET STATUS UPDATES

OBTAIN PROOF OF DELIVERY

## FROM

Rupp, Baase, Pfalzgraf  
Marco Cercone, Esq.

424 Main Street  
Suite 1600  
Buffalo, NY US 14202  
716-854-3400

## TO

Corporate Creations Network, Inc.

8275 South Eastern Avenue  
200  
LAS VEGAS, NV US 89123  
716-854-3400

## Travel History

## TIME ZONE

Local Scan Time

Monday, June 28, 2021

2:42 PM	LAS VEGAS, NV	Delivered
7:57 AM	LAS VEGAS, NV	On FedEx vehicle for delivery
7:40 AM	LAS VEGAS, NV	At local FedEx facility

Saturday, June 26, 2021

8:17 AM	LAS VEGAS, NV	At local FedEx facility
---------	---------------	-------------------------

6/29/2021

Detailed Tracking

RECEIVED NYSCEF: 06/29/2021

8:17 AM	LAS VEGAS, NV	At local FedEx facility Package not due for delivery
5:52 AM	LAS VEGAS, NV	At destination sort facility
4:41 AM	MEMPHIS, TN	Departed FedEx location

Friday, June 25, 2021

11:22 PM	MEMPHIS, TN	Arrived at FedEx location
4:49 PM	CHEEKTOWAGA, NY	Picked up
10:48 AM		Shipment information sent to FedEx

## Shipment Facts

## TRACKING NUMBER

774101827649

## SERVICE

FedEx Standard Overnight

## WEIGHT

4 lbs / 1.81 kgs

## DELIVERY ATTEMPTS

1

## DELIVERED TO

Receptionist/Front Desk

## TOTAL PIECES

1

## TOTAL SHIPMENT WEIGHT

4 lbs / 1.81 kgs

## TERMS

Shipper

## SHIPPER REFERENCE

3400.22576

## PACKAGING

FedEx Envelope

## SPECIAL HANDLING SECTION

Deliver Weekday

## SHIP DATE

6/25/21 ?

## STANDARD TRANSIT

6/28/21 by 4:30 pm ?

## ACTUAL DELIVERY

6/28/21 at 2:42 pm



SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF ERIE

ERIE COUNTY MEDICAL CENTER CORPORATION; CATHOLIC HEALTH SYSTEM, INC.; SISTERS OF CHARITY HOSPITAL OF BUFFALO, NEW YORK; MERCY HOSPITAL OF BUFFALO; KENMORE MERCY HOSPITAL; MOUNT ST. MARY'S HOSPITAL OF NIAGARA FALLS; ELLIS HOSPITAL FOUNDATION, INC.; KALEIDA HEALTH; OLEAN GENERAL HOSPITAL; NIAGARA FALLS MEMORIAL MEDICAL CENTER; and ST. LUKE'S CORNWALL HOSPITAL,

Index No. 806187/2021

Plaintiffs,

v.

TEVA PHARMACEUTICALS USA, INC.; CEPHALON, INC.; WATSON LABORATORIES, INC.; ACTAVIS PHARMA, INC. (f/k/a WATSON PHARMA INC.); ACTAVIS LLC (f/k/a ACTAVIS INC.); JOHNSON & JOHNSON; JANSSEN PHARMACEUTICALS, INC. (f/k/a ORTHO-MCNEIL-JANSSEN PHARMACEUTICALS, INC. f/k/a JANSSEN PHARMACEUTICA, INC.); NORAMCO, INC.; ENDO HEALTH SOLUTIONS, INC.; ENDO PHARMACEUTICALS INC.; PAR PHARMACEUTICALS COMPANIES, INC. (f/k/a PAR PHARMACEUTICAL HOLDINGS, INC.); PAR PHARMACEUTICAL, INC.; ABBOTT LABORATORIES; ABBOTT LABORATORIES, INC.; AMNEAL PHARMACEUTICALS, LLC; ALLERGAN FINANCE, LLC (f/k/a ACTAVIS, INC. f/k/a WATSON PHARMACEUTICALS, INC.); ALLERGAN SALES, LLC; ALLERGAN USA, INC.; PRACTICE FUSION, INC.; ALLSCRIPTS

HEALTHCARE SOLUTIONS, INC.;  
 AMERISOURCEBERGEN DRUG  
 CORPORATION; ANDA, INC.; CARDINAL  
 HEALTH, INC.; H.D. SMITH, LLC (f/k/a H.D.  
 SMITH WHOLESALE DRUG CO.); HENRY  
 SCHEIN, INC.; CVS PHARMACY, INC.; CVS  
 INDIANA, L.L.C.; CVS ORLANDO FL  
 DISTRIBUTION, L.L.C.; CVS PA  
 DISTRIBUTION, L.L.C.; CVS TN  
 DISTRIBUTION, L.L.C.; CVS VERO FL  
 DISTRIBUTION, L.L.C.; CVS RX SERVICES,  
 INC.; CVS ALBANY, L.L.C.; RITE AID OF NEW  
 YORK, INC.; RITE AID DRUG PALACE, INC.;  
 RITE AID OF MARYLAND, INC. (d/b/a RITE  
 AID MID-ATLANTIC CUSTOMER SUPPORT  
 CENTER, INC.); WALGREEN CO.;  
 WALGREEN EASTERN CO., INC.; WALMART  
 INC. (f/k/a/ WAL-MART STORES, INC.); WAL-  
 MART STORES EAST, LP; JIM HENNING,  
 DARCI GILLIS, JAMES MCVAY, KIM CADIN;  
 ANTHONY ONESTO; JEFF PALMER; and  
 DOES 1-100,

Defendants.

### AFFIDAVIT OF SERVICE

STATE OF NEW YORK     )  
                                       ): ss:  
 COUNTY OF ERIE         )

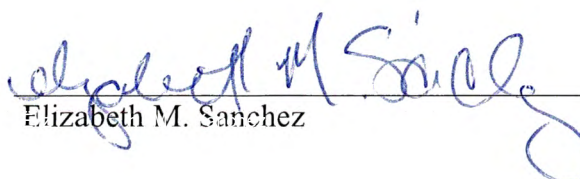
Elizabeth M. Sanchez, being duly sworn, deposes and says:

1. I am not a party to this action, am over 18 years of age and am employed with Rupp Baase Pfalzgraf Cunningham LLC located in Buffalo, New York.

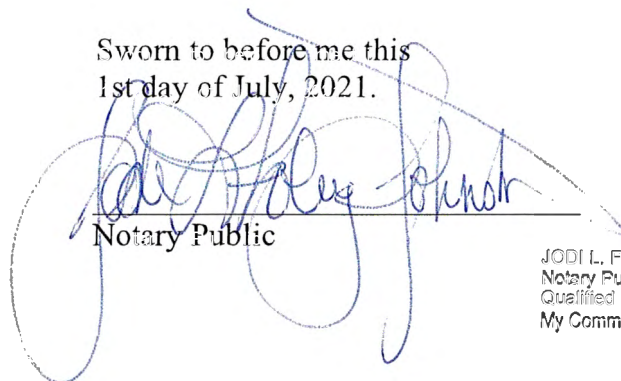
2. On the 25 day of June, 2021, I served a copy of the Notification of Electronic Filing and the filed Summons and Complaint on the following:

CT Corporation System  
 111 Eight Ave  
 New York, NY 10011

by Overnight Mail/Federal Express upon the designated agent, CT Corporation System.(on behalf of Rite Aid Drug Palace, Inc.) and accepted on June 29, 2021.

  
Elizabeth M. Sanchez

Sworn to before me this  
1st day of July, 2021.

  
Notary Public

JODI L. FOLEY-JOHNSTON  
Notary Public, State of New York  
Qualified in Erie County  
My Commission Expires Nov. 22, 2024

ORIGIN: D:BUFA (716) 854-3400  
MARCO CERONE, ESQ.  
RUPP, BAASE, PFALZGRAF  
424 MAIN STREET  
SUITE 1600  
BUFFALO, NY 14202  
UNITED STATES US

SHIP DATE: 25 JUN 21  
ACTWGT: 4.00 LB  
CAD: 4284736/NET 4340

TO CT CORPORATION SYSTEM  
BILL SENDER

111 EIGHTH AVE  
13 FLOOR  
NEW YORK CITY NY 10011  
(716) 854-3400  
REF: 3400/22576  
DEPT:

56D.G3B367FE4A

  
FedEx Express  
E  
3411216221010

TRK# 7741 0278 1190  
0201  
MON - 28 JUN 4:30P  
STANDARD OVERNIGHT  
XA KLLA  
10011  
NY-US EWR  


After printing this label:  
1. Use the 'Print' button on this page to print your label to your laser or inkjet printer.  
2. Fold the printed page along the horizontal line.  
3. Place label in shipping pouch and affix it to your shipment so that the barcode portion of the label can be read and scanned.

Warning: Use only the printed original label for shipping. Using a photocopy of this label for shipping purposes is fraudulent and could result in additional billing charges, along with the cancellation of your FedEx account number.  
Use of this system constitutes your agreement to the service conditions in the current FedEx Service Guide, available on fedex.com. FedEx will not be responsible for any claim in excess of \$100 per package, whether the result of loss, damage, delay, non-delivery, misdelivery, or misinformation, unless you declare a higher value, pay an additional charge, document your actual loss and file a timely claim. Limitations found in the current FedEx Service Guide apply. Your right to recover from FedEx for any loss, including intrinsic value of the package, loss of sales, income interest, profit, attorney's fees, costs, and other forms of damage whether direct, incidental, consequential, or special is limited to the greater of \$100 or the authorized declared value. Recovery cannot exceed actual documented loss. Maximum for items of extraordinary value is \$1,000, e.g. jewelry, precious metals, negotiable instruments and other items listed in our Service Guide. Written claims must be filed within strict time limits, see current FedEx Service Guide.



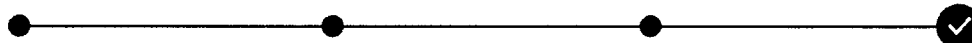
## TRACK ANOTHER SHIPMENT

774102781190

ADD NICKNAME



Delivered  
Tuesday, June 29, 2021 at 12:48 pm



## DELIVERED

Signature release on file

GET STATUS UPDATES

OBTAIN PROOF OF DELIVERY

## FROM

Rupp, Baase, Pfalzgraf  
Marco Cercone, Esq.  
424 Main Street  
Suite 1600  
Buffalo, NY US 14202  
716-854-3400

## TO

CT Corporation System  
111 Eighth Ave  
13 Floor  
NEW YORK CITY, NY US 10011  
716-854-3400

## Travel History

## TIME ZONE

Local Scan Time



Tuesday, June 29, 2021

12:48 PM	NEW YORK CITY, NY	Delivered Package delivered to recipient address - release authorized
----------	-------------------	--

8:34 AM	NEW YORK, NY	On FedEx vehicle for delivery
---------	--------------	-------------------------------

8:06 AM	NEW YORK, NY	At local FedEx facility
---------	--------------	-------------------------

Monday, June 28, 2021

11:16 PM	NEWARK, NJ	Arrived at FedEx location
----------	------------	---------------------------

3:32 PM	NEW YORK, NY	Delivery exception Incorrect address - Recipient moved
---------	--------------	---

7/1/2021

Detailed Tracking

7:03 AM NEW YORK, NY On FedEx vehicle for delivery

6:44 AM NEW YORK, NY At local FedEx facility

Saturday, June 26, 2021

7:48 AM NEWARK, NJ Departed FedEx location

6:24 AM NEWARK, NJ Arrived at FedEx location

3:14 AM MEMPHIS, TN Departed FedEx location

Friday, June 25, 2021

4:49 PM CHEEKTOWAGA, NY Picked up

11:49 AM Shipment information sent to FedEx

## Shipment Facts

## TRACKING NUMBER

774102781190

## SERVICE

FedEx Standard Overnight

## WEIGHT

4 lbs / 1.81 kgs

## DELIVERY ATTEMPTS

2

## TOTAL PIECES

1

## TOTAL SHIPMENT WEIGHT

4 lbs / 1.81 kgs

## TERMS

Shipper

## SHIPPER REFERENCE

3400.22576

## PACKAGING

FedEx Pak

## SPECIAL HANDLING SECTION

Deliver Weekday

## SHIP DATE

6/25/21 ?

## STANDARD TRANSIT

6/28/21 by 4:30 pm ?

## ACTUAL DELIVERY

6/29/21 at 12:48 pm



July 01, 2021

Dear Customer,

The following is the proof-of-delivery for tracking number: 774102731190

---

**Delivery Information:**

Status:	Delivered	Delivered To:	
Signed for by:	Signature release on file	Delivery Location:	28 LIBERTY ST 42
Service type:	FedEx Standard Overnight		
Special Handling:	Deliver Weekday		NEW YORK CITY, NY, 10011
		Delivery date:	Jun 29, 2021 12:48

---

**Shipping Information:**

Tracking number:	774102731190	Ship Date:	Jun 25, 2021
		Weight:	4.0 LB/1.82 KG

**Recipient:**  
CT Corporation System,  
111 Eighth Ave  
13 Floor  
NEW YORK CITY, NY, US, 10011

**Shipper:**  
Marco Carcone, Esq., Rupp, Baase, Pfalzgraf  
424 Main Street  
Suite 1600  
Buffalo, NY, US, 14202

Reference 3400.22576

Proof-of-delivery details appear below; however, no signature is available for this FedEx Express shipment because a signature was not required.



SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF ERIE

ERIE COUNTY MEDICAL CENTER CORPORATION; CATHOLIC HEALTH SYSTEM, INC.; SISTERS OF CHARITY HOSPITAL OF BUFFALO, NEW YORK; MERCY HOSPITAL OF BUFFALO; KENMORE MERCY HOSPITAL; MOUNT ST. MARY'S HOSPITAL OF NIAGARA FALLS; ELLIS HOSPITAL FOUNDATION, INC.; KALEIDA HEALTH; OLEAN GENERAL HOSPITAL; NIAGARA FALLS MEMORIAL MEDICAL CENTER; and ST. LUKE'S CORNWALL HOSPITAL,

Plaintiffs,

v.

TEVA PHARMACEUTICALS USA, INC.; CEPHALON, INC.; WATSON LABORATORIES, INC.; ACTAVIS PHARMA, INC. (f/k/a WATSON PHARMA INC.); ACTAVIS LLC (f/k/a ACTAVIS INC.); JOHNSON & JOHNSON; JANSSEN PHARMACEUTICALS, INC. (f/k/a ORTHO-MCNEIL-JANSSEN PHARMACEUTICALS, INC. f/k/a JANSSEN PHARMACEUTICA, INC.); NORAMCO, INC.; ENDO HEALTH SOLUTIONS, INC.; ENDO PHARMACEUTICALS INC.; PAR PHARMACEUTICALS COMPANIES, INC. (f/k/a PAR PHARMACEUTICAL HOLDINGS, INC.); PAR PHARMACEUTICAL, INC.; ABBOTT LABORATORIES; ABBOTT LABORATORIES, INC.; AMNEAL PHARMACEUTICALS, LLC; ALLERGAN FINANCE, LLC (f/k/a ACTAVIS, INC. f/k/a WATSON PHARMACEUTICALS, INC.); ALLERGAN SALES, LLC; ALLERGAN USA, INC.; PRACTICE FUSION, INC.; ALLSCRIPTS

Index No. 806187/2021



HEALTHCARE SOLUTIONS, INC.;  
 AMERISOURCEBERGEN DRUG  
 CORPORATION; ANDA, INC.; CARDINAL  
 HEALTH, INC.; H.D. SMITH, LLC (f/k/a H.D.  
 SMITH WHOLESALE DRUG CO.); HENRY  
 SCHEIN, INC.; CVS PHARMACY, INC.; CVS  
 INDIANA, L.L.C.; CVS ORLANDO FL  
 DISTRIBUTION, L.L.C.; CVS PA  
 DISTRIBUTION, L.L.C.; CVS TN  
 DISTRIBUTION, L.L.C.; CVS VERO FL  
 DISTRIBUTION, L.L.C.; CVS RX SERVICES,  
 INC.; CVS ALBANY, L.L.C.; RITE AID OF NEW  
 YORK, INC.; RITE AID DRUG PALACE, INC.;  
 RITE AID OF MARYLAND, INC. (d/b/a RITE  
 AID MID-ATLANTIC CUSTOMER SUPPORT  
 CENTER, INC.); WALGREEN CO.;  
 WALGREEN EASTERN CO., INC.; WALMART  
 INC. (f/k/a/ WAL-MART STORES, INC.); WAL-  
 MART STORES EAST, LP; JIM HENNING,  
 DARCI GILLIS, JAMES MCVAY, KIM CADIN;  
 ANTHONY ONESTO; JEFF PALMER; and  
 DOES 1-100,

Defendants.

### AFFIDAVIT OF SERVICE

STATE OF NEW YORK     )  
                                       ): ss:  
 COUNTY OF ERIE         )

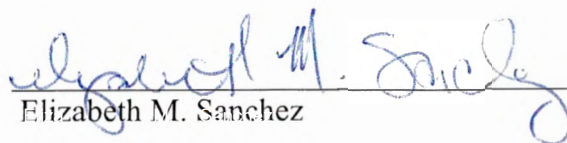
Elizabeth M. Sanchez, being duly sworn, deposes and says:

1. I am not a party to this action, am over 18 years of age and am employed with Rupp Baase Pfalzgraf Cunningham LLC located in Buffalo, New York.

2. On the 1st day of July, 2021, I served a copy of the Notification of Electronic Filing and the filed Summons and Complaint on the following:

Johnson & Johnson  
 One Johnson & Johnson Plaza  
 New Brunswick, NJ 08933

by Overnight Mail/Federal Express upon the designated agent, Johnson & Johnson.(on behalf of Johnson & Johnson.) and accepted on July 2, 2021.

  
Elizabeth M. Sanchez

Sworn to before me this  
2nd day of July, 2021.

  
Notary Public

JODI L. FOLEY-JOHNSTON  
Notary Public, State of New York  
Qualified in Erie County  
My Commission Expires Nov. 22, 2024

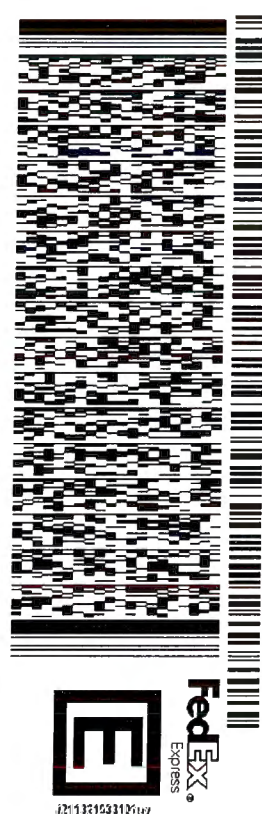
ORIGIN ID:BUFA (716) 854-3400  
MARCO CERONE, ESQ.  
RUPP, BAASE, PFALZGRAF  
424 MAIN STREET  
SUITE 1600  
BUFFALO, NY 14202  
UNITED STATES US

SHIP DATE: 01 JUL 21  
ACTWGT: 4.00 LB  
CAD: 4284736NET/4340

TO JOHNSON & JOHNSON  
JOHNSON & JOHNSON  
ONE JOHNSON & JOHNSON PLAZA

NEW BRUNSWICK NJ 08933

(716) 854-3400 REF: 3400/22576  
INV:  
PO: DEPT:



TRK# 7741 5722 5973  
0201  
FRI - 02 JUL 4:30P  
STANDARD OVERNIGHT

E2 ZRPA  
08933  
NJ-US EWR



**After printing this label:**

1. Use the 'Print' button on this page to print your label to your laser or inkjet printer.
2. Fold the printed page along the horizontal line.
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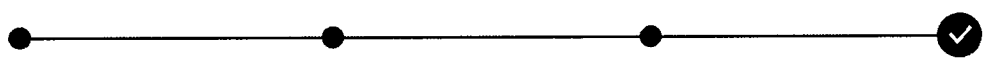
TRACK ANOTHER SHIPMENT

774157225973



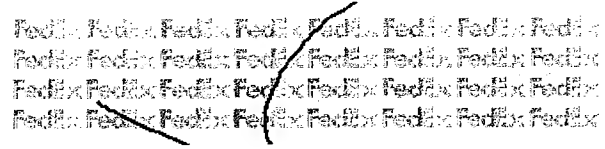
ADD NICKNAME

Delivered  
Friday, July 2, 2021 at 9:23 am



DELIVERED

Signed for by: J. JOHNS



GET STATUS UPDATES

OBTAIN PROOF OF DELIVERY



Request proof of delivery

For a detailed proof of delivery, enter the 9-digit shipper or payer FedEx account number associated with this shipment.

ACCOUNT NUMBER (OPTIONAL)

VIEW PDF

CANCEL

FROM  
Rupp, Baase, Pfalzgraf  
Marco Cercone, Esq.  
424 Main Street

TO  
Johnson & Johnson  
Johnson & Johnson  
One Johnson & Johnson Plaza

Suite 1600  
Buffalo, NY US 14202  
716-854-3400NEW BRUNSWICK, NJ US 08933  
716-854-3400

## Travel History

TIME ZONE  
Local Scan Time

Friday, July 2, 2021

9:23 AM	NEW BRUNSWICK, NJ	Delivered
8:37 AM	EDISON, NJ	On FedEx vehicle for delivery
7:20 AM	EDISON, NJ	At local FedEx facility
3:55 AM	NEWARK, NJ	Departed FedEx location
12:12 AM	NEWARK, NJ	Arrived at FedEx location

Thursday, July 1, 2021

7:13 PM	CHEEKTOWAGA, NY	Picked up
2:20 PM		Shipment information sent to FedEx

## Shipment Facts

<b>TRACKING NUMBER</b> 774157225973	<b>SERVICE</b> FedEx Standard Overnight	<b>WEIGHT</b> 4 lbs / 1.81 kgs
<b>DELIVERY ATTEMPTS</b> 1	<b>DELIVERED TO</b> Shipping/Receiving	<b>TOTAL PIECES</b> 1
<b>TOTAL SHIPMENT WEIGHT</b> 4 lbs / 1.81 kgs	<b>TERMS</b> Shipper	<b>SHIPPER REFERENCE</b> 3400.22576
<b>PACKAGING</b> FedEx Pak	<b>SPECIAL HANDLING SECTION</b> Deliver Weekday	<b>SHIP DATE</b> 7/1/21 ⓘ
<b>STANDARD TRANSIT</b> 7/2/21 by 4:30 pm ⓘ	<b>ACTUAL DELIVERY</b> 7/2/21 at 9:23 am	



July 02, 2021

Dear Customer,

The following is the proof-of-delivery for tracking number: 774157225973

---

**Delivery Information:**

Status:	Delivered	Delivered To:	Shipping/Receiving
Signed for by:	J. JOHNS 3	Delivery Location:	1 JOHNSON AND JOHNSON PLZ
Service type:	FedEx Standard Overnight		
Special Handling:	Deliver Weekday		NEW BRUNSWICK, NJ, 08933
		Delivery date:	Jul 2, 2021 09:23

---

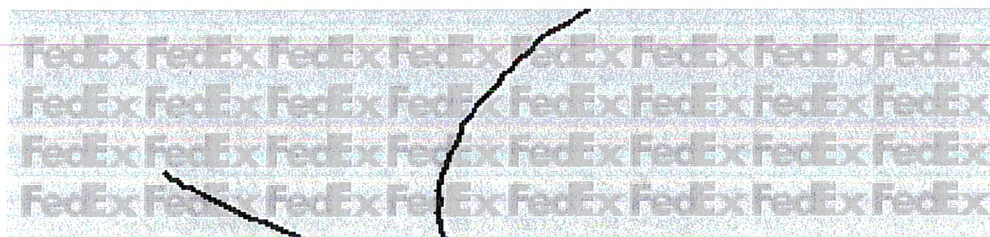
**Shipping Information:**

Tracking number:	774157225973	Ship Date:	Jul 1, 2021
		Weight:	4.0 LB/1.82 KG

**Recipient:**  
Johnson & Johnson, Johnson & Johnson  
One Johnson & Johnson Plaza  
NEW BRUNSWICK, NJ, US, 08933

**Shipper:**  
Marco Cerrone, Esq., Rupp, Baase, Pfalzgraf  
424 Main Street  
Suite 1600  
Buffalo, NY, US, 14202

**Reference** 3400.22576



Thank you for choosing FedEx



SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF ERIE

ERIE COUNTY MEDICAL CENTER CORPORATION; CATHOLIC HEALTH SYSTEM, INC.; SISTERS OF CHARITY HOSPITAL OF BUFFALO, NEW YORK; MERCY HOSPITAL OF BUFFALO; KENMORE MERCY HOSPITAL; MOUNT ST. MARY'S HOSPITAL OF NIAGARA FALLS; ELLIS HOSPITAL FOUNDATION, INC.; KALEIDA HEALTH; OLEAN GENERAL HOSPITAL; NIAGARA FALLS MEMORIAL MEDICAL CENTER; and ST. LUKE'S CORNWALL HOSPITAL,

Plaintiffs,

v.

TEVA PHARMACEUTICALS USA, INC.; CEPHALON, INC.; WATSON LABORATORIES, INC.; ACTAVIS PHARMA, INC. (f/k/a WATSON PHARMA INC.); ACTAVIS LLC (f/k/a ACTAVIS INC.); JOHNSON & JOHNSON; JANSSEN PHARMACEUTICALS, INC. (f/k/a ORTHO-MCNEIL-JANSSEN PHARMACEUTICALS, INC. f/k/a JANSSEN PHARMACEUTICA, INC.); NORAMCO, INC.; ENDO HEALTH SOLUTIONS, INC.; ENDO PHARMACEUTICALS INC.; PAR PHARMACEUTICALS COMPANIES, INC. (f/k/a PAR PHARMACEUTICAL HOLDINGS, INC.); PAR PHARMACEUTICAL, INC.; ABBOTT LABORATORIES; ABBOTT LABORATORIES, INC.; AMNEAL PHARMACEUTICALS, LLC; ALLERGAN FINANCE, LLC (f/k/a ACTAVIS, INC. f/k/a WATSON PHARMACEUTICALS, INC.); ALLERGAN SALES, LLC; ALLERGAN USA, INC.; PRACTICE FUSION, INC.; ALLSCRIPTS

Index No. 806187/2021

HEALTHCARE SOLUTIONS, INC.;  
 AMERISOURCEBERGEN DRUG  
 CORPORATION; ANDA, INC.; CARDINAL  
 HEALTH, INC.; H.D. SMITH, LLC (f/k/a H.D.  
 SMITH WHOLESALE DRUG CO.); HENRY  
 SCHEIN, INC.; CVS PHARMACY, INC.; CVS  
 INDIANA, L.L.C.; CVS ORLANDO FL  
 DISTRIBUTION, L.L.C.; CVS PA  
 DISTRIBUTION, L.L.C.; CVS TN  
 DISTRIBUTION, L.L.C.; CVS VERO FL  
 DISTRIBUTION, L.L.C.; CVS RX SERVICES,  
 INC.; CVS ALBANY, L.L.C.; RITE AID OF NEW  
 YORK, INC.; RITE AID DRUG PALACE, INC.;  
 RITE AID OF MARYLAND, INC. (d/b/a RITE  
 AID MID-ATLANTIC CUSTOMER SUPPORT  
 CENTER, INC.); WALGREEN CO.;  
 WALGREEN EASTERN CO., INC.; WALMART  
 INC. (f/k/a/ WAL-MART STORES, INC.); WAL-  
 MART STORES EAST, LP; JIM HENNING,  
 DARCI GILLIS, JAMES MCVAY, KIM CADIN;  
 ANTHONY ONESTO; JEFF PALMER; and  
 DOES 1-100,

Defendants.

### AFFIDAVIT OF SERVICE

STATE OF NEW YORK     )  
   ): ss:  
 COUNTY OF ERIE         )

Elizabeth M. Sanchez, being duly sworn, deposes and says:

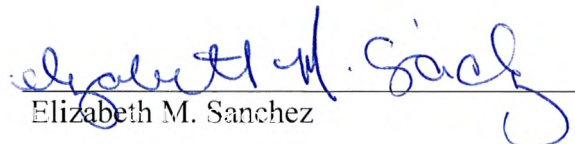
1. I am not a party to this action, am over 18 years of age and am employed with Rupp Baase Pfalzgraf Cunningham LLC located in Buffalo, New York.

2. On the 2nd day of July, 2021, I served a copy of the Notification of Electronic Filing and the filed Summons and Complaint on the following:

Janssen Pharmaceuticals, Inc.  
 1125 Bear Tavern Road  
 Titusville, NJ 08560



by Overnight Mail/Federal Express upon the designated agent, Janssen Pharmaceuticals, Inc. (on behalf of Janssen Pharmaceuticals, Inc. f/k/a Ortho-McNeil-Janssen Pharmaceuticals, Inc. f/k/a Janssen Pharmaceutica, Inc.) and accepted on July 6, 2021.

  
Elizabeth M. Sanchez

Sworn to before me this  
6th day of July, 2021.



Notary Public

Patricia A. Scarcello  
Notary Public, State of New York  
Qualified in Erie Co.  
My Commission Expires May 22, 2025

ORIGIN ID:BUFA (716) 854-3400  
MARCO CERONE, ESQ.  
RUPP, BAASE, PFALZGRAF  
424 MAIN STREET  
SUITE 1600  
BUFFALO, NY 14202  
UNITED STATES US

SHIP DATE: 02 JUL 21  
ACTWGT: 4.00 LB  
CAD: 4284736/INET4340

BILL SENDER

TO JANSSEN PHARMACEUTICALS, INC.

1125 BEAR TAVERN ROAD

TITUSVILLE NJ 08560

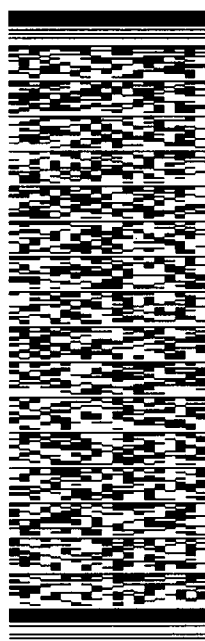
(716) 854-3400

REF: 3400 22576

PO:

DEPT:

56DJ20265FE4A



TRK# 7741 6444 7380  
0201

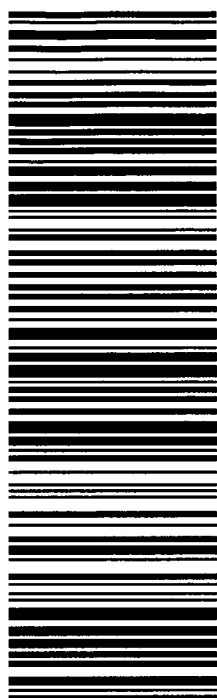
STANDARD OVERNIGHT

TUE - 06 JUL 4:30P

XA TTNA

NJ-US

08560  
EWR



**After printing this label:**

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2. Fold the printed page along the horizontal line.
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**Warning:** Use only the printed original label for shipping. Using a photocopy of this label for shipping purposes is fraudulent and could result in additional billing charges, along with the cancellation of your FedEx account number.

Use of this system constitutes your agreement to the service conditions in the current FedEx Service Guide, available on [fedex.com](http://fedex.com). FedEx will not be responsible for any claim in excess of \$100 per package, whether the result of loss, damage, delay, non-delivery, misdelivery, or misinformation, unless you declare a higher value, pay an additional charge, document your actual loss and file a timely claim. Limitations found in the current FedEx Service Guide apply. Your right to recover from FedEx for any loss, including intrinsic value of the package, loss of sales, income interest, profit, attorney's fees, costs, and other forms of damage whether direct, incidental, consequential, or special is limited to the greater of \$100 or the authorized declared value. Recovery cannot exceed actual documented loss. Maximum for items of extraordinary value is \$1,000, e.g. jewelry, precious metals, negotiable instruments and other items listed in our Service Guide. Written claims must be filed within strict time limits, see current FedEx Service Guide.



## TRACK ANOTHER SHIPMENT

774164447380

ADD NICKNAME



Delivered  
Tuesday, July 6, 2021 at 9:17 am



## DELIVERED

Signed for by: C.SCHARRETT

GET STATUS UPDATES

OBTAIN PROOF OF DELIVERY

## FROM

Rupp, Baase, Pfalzgraf  
Marco Cercone, Esq.

424 Main Street  
Suite 1600  
Buffalo, NY US 14202  
716-854-3400

## TO

Janssen Pharmaceuticals, Inc.

1125 Bear Tavern Road  
TITUSVILLE, NJ US 08560  
716-854-3400

## Travel History

TIME ZONE  
Local Scan Time



Tuesday, July 6, 2021

9:17 AM	TITUSVILLE, NJ	Delivered
7:13 AM	HAMILTON, NJ	On FedEx vehicle for delivery
6:47 AM	HAMILTON, NJ	At local FedEx facility

Saturday, July 3, 2021

2:13 PM	HAMILTON, NJ	At local FedEx facility
7:32 AM	NEWARK, NJ	Departed FedEx location
6:11 AM	NEWARK, NJ	Arrived at FedEx location

7/6/2021

Detailed Tracking

3:02 AM

MEMPHIS, TN

Departed FedEx location

Friday, July 2, 2021

4:01 PM

CHEEKTOWAGA, NY

Picked up

10:03 AM

Shipment information sent to FedEx

## Shipment Facts

## TRACKING NUMBER

774164447380

## SERVICE

FedEx Standard Overnight

## WEIGHT

4 lbs / 1.81 kgs

## DELIVERY ATTEMPTS

1

## DELIVERED TO

Shipping/Receiving

## TOTAL PIECES

1

## TOTAL SHIPMENT WEIGHT

4 lbs / 1.81 kgs

## TERMS

Shipper

## SHIPPER REFERENCE

340022576

## PACKAGING

FedEx Pak

## SPECIAL HANDLING SECTION

Deliver Weekday

## SHIP DATE

7/2/21 ⓘ

## STANDARD TRANSIT

7/6/21 by 4:30 pm ⓘ

## ACTUAL DELIVERY

7/6/21 at 9:17 am



July 06, 2021

Dear Customer,

The following is the proof-of-delivery for tracking number: 774164447380

---

**Delivery Information:**

Status:	Delivered	Delivered To:	Shipping/Receiving
Signed for by:	AEENHARRETT	Delivery Location:	1125 BEAR TAVERN RD
Service type:	FedEx Standard Overnight		
Special Handling:	Deliver Weekday		TITUSVILLE, NJ, 08560
		Delivery date:	Jul 6, 2021 09:17

---

**Shipping Information:**

Tracking number:	774164447380	Ship Date:	Jul 2, 2021
		Weight:	4.0 LB/1.82 KG

**Recipient:**  
Janssen Pharmaceuticals, Inc.,  
1125 Bear Tavern Road  
TITUSVILLE, NJ, US, 08560

**Shipper:**  
Marco Cercone, Esq., Rupp, Bease, Pfalzgraf  
424 Main Street  
Suite 1600  
Buffalo, NY, US, 14202

**Reference** 3400.22576

Signature Proof of Delivery is not currently available for this Tracking Number. Availability of signature images may take up to 5 days after delivery date. Please try later, or contact Customer Service at 1.800.Go.FedEx(R) 800.463.3339.

Thank you for choosing FedEx

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF ERIE

ERIE COUNTY MEDICAL CENTER CORPORATION; CATHOLIC HEALTH SYSTEM, INC.; SISTERS OF CHARITY HOSPITAL OF BUFFALO, NEW YORK; MERCY HOSPITAL OF BUFFALO; KENMORE MERCY HOSPITAL; MOUNT ST. MARY'S HOSPITAL OF NIAGARA FALLS; ELLIS HOSPITAL FOUNDATION, INC.; KALEIDA HEALTH; OLEAN GENERAL HOSPITAL; NIAGARA FALLS MEMORIAL MEDICAL CENTER; and ST. LUKE'S CORNWALL HOSPITAL,

Plaintiffs,

v.

TEVA PHARMACEUTICALS USA, INC.; CEPHALON, INC.; WATSON LABORATORIES, INC.; ACTAVIS PHARMA, INC. (f/k/a WATSON PHARMA INC.); ACTAVIS LLC (f/k/a ACTAVIS INC.); JOHNSON & JOHNSON; JANSSEN PHARMACEUTICALS, INC. (f/k/a ORTHO-MCNEIL-JANSSEN PHARMACEUTICALS, INC. f/k/a JANSSEN PHARMACEUTICA, INC.); NORAMCO, INC.; ENDO HEALTH SOLUTIONS, INC.; ENDO PHARMACEUTICALS INC.; PAR PHARMACEUTICALS COMPANIES, INC. (f/k/a PAR PHARMACEUTICAL HOLDINGS, INC.); PAR PHARMACEUTICAL, INC.; ABBOTT LABORATORIES; ABBOTT LABORATORIES, INC.; AMNEAL PHARMACEUTICALS, LLC; ALLERGAN FINANCE, LLC (f/k/a ACTAVIS, INC. f/k/a WATSON PHARMACEUTICALS, INC.); ALLERGAN SALES, LLC; ALLERGAN USA, INC.; PRACTICE FUSION, INC.; ALLSCRIPTS

Index No. 806187/2021

HEALTHCARE SOLUTIONS, INC.;  
 AMERISOURCEBERGEN DRUG  
 CORPORATION; ANDA, INC.; CARDINAL  
 HEALTH, INC.; H.D. SMITH, LLC (f/k/a H.D.  
 SMITH WHOLESALE DRUG CO.); HENRY  
 SCHEIN, INC.; CVS PHARMACY, INC.; CVS  
 INDIANA, L.L.C.; CVS ORLANDO FL  
 DISTRIBUTION, L.L.C.; CVS PA  
 DISTRIBUTION, L.L.C.; CVS TN  
 DISTRIBUTION, L.L.C.; CVS VERO FL  
 DISTRIBUTION, L.L.C.; CVS RX SERVICES,  
 INC.; CVS ALBANY, L.L.C.; RITE AID OF NEW  
 YORK, INC.; RITE AID DRUG PALACE, INC.;  
 RITE AID OF MARYLAND, INC. (d/b/a RITE  
 AID MID-ATLANTIC CUSTOMER SUPPORT  
 CENTER, INC.); WALGREEN CO.;  
 WALGREEN EASTERN CO., INC.; WALMART  
 INC. (f/k/a/ WAL-MART STORES, INC.); WAL-  
 MART STORES EAST, LP; JIM HENNING,  
 DARCI GILLIS, JAMES MCVAY, KIM CADIN;  
 ANTHONY ONESTO; JEFF PALMER; and  
 DOES 1-100,

Defendants.

### AFFIDAVIT OF SERVICE

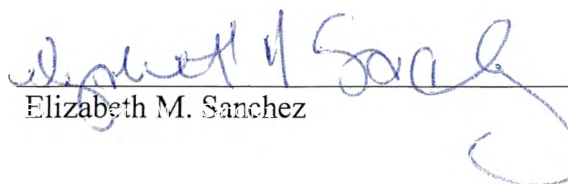
STATE OF NEW YORK     )  
   ): ss:  
 COUNTY OF ERIE         )

Elizabeth M. Sanchez, being duly sworn, deposes and says:

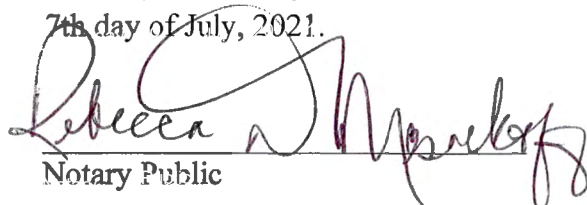
1. I am not a party to this action, am over 18 years of age and am employed with Rupp Baase Pfalzgraf Cunningham LLC located in Buffalo, New York.
2. On the 25th day of June, 2021, I served a copy of the Notification of Electronic Filing and the filed Summons and Complaint on the following:

CT Corporation System  
 150 West Market St.  
 Suite 800  
 Indianapolis, IN 46204

by Overnight Mail/Federal Express upon the designated agent, CT Corporation System (on behalf of CVS Indiana, LLC.) and accepted on July 7, 2021.

  
Elizabeth M. Sanchez

Sworn to before me this  
7th day of July, 2021.

  
Notary Public

REBECCA D. MESNEKOFF  
NOTARY PUBLIC, STATE OF NEW YORK  
QUALIFIED IN ERIE CO.  
MY COMMISSION EXPIRES JAN. 5, 2024



ORIGIN ID:BUFA (716) 854-3400  
MARCO CERCONI, ESQ.  
RUPP, BAASE, PFALZGRAF  
424 MAIN STREET  
SUITE 1600  
BUFFALO, NY 14202  
UNITED STATES US

SHIP DATE: 25 JUN 21  
ACT WGT: 4.00 LB  
CAD: 4284736/NET 4340

BILL SENDER

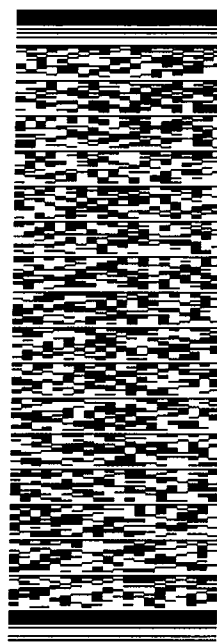
TO CT CORPORATION SYSTEM

150 WEST MARKET ST.  
SUITE 800

INDIANAPOLIS IN 46204

(716) 854-3400 REF: 3400 22576

PO: DEPT:

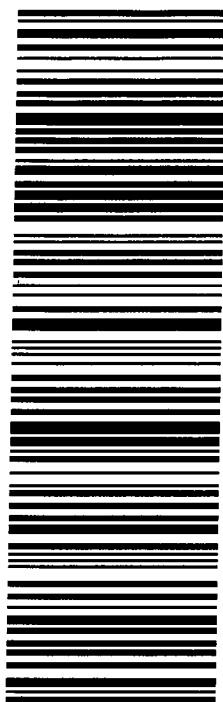


TRK# 7741 0259 6420  
0201

MON - 28 JUN 4:30P  
STANDARD OVERNIGHT

XH GSHA

IN-US 46204  
IND



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2. Fold the printed page along the horizontal line.
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**Warning:** Use only the printed original label for shipping. Using a photocopy of this label for shipping purposes is fraudulent and could result in additional billing charges, along with the cancellation of your FedEx account number.

Use of this system constitutes your agreement to the service conditions in the current FedEx Service Guide, available on [fedex.com](http://fedex.com). FedEx will not be responsible for any claim in excess of \$100 per package, whether the result of loss, damage, delay, non-delivery, misdelivery, or misinformation, unless you declare a higher value, pay an additional charge, document your actual loss and file a timely claim. Limitations found in the current FedEx Service Guide apply. Your right to recover from FedEx for any loss, including intrinsic value of the package, loss of sales, income interest, profit, attorney's fees, costs, and other forms of damage whether direct, incidental, consequential, or special is limited to the greater of \$100 or the authorized declared value. Recovery cannot exceed actual documented loss. Maximum for items of extraordinary value is \$1,000, e.g. jewelry, precious metals, negotiable instruments and other items listed in our Service Guide. Written claims must be filed within strict time limits, see current FedEx Service Guide.



TRACK ANOTHER SHIPMENT

774102596420



ADD NICKNAME

Delivered  
Wednesday, July 7, 2021 at 12:00 pm



DELIVERED

Signed for by: E.SHILLING



GET STATUS UPDATES

OBTAIN PROOF OF DELIVERY

FROM

Rupp, Baase, Pfalzgraf  
Marco Cercone, Esq.  
424 Main Street  
Suite 1600  
Buffalo, NY US 14202  
716-854-3400

TO

CT Corporation System  
150 West Market St.  
Suite 800  
INDIANAPOLIS, IN US 46204  
716-854-3400

Travel History

TIME ZONE  
Local Scan Time



Wednesday, July 7, 2021

12:00 PM	INDIANAPOLIS, IN	Delivered
8:13 AM	INDIANAPOLIS, IN	On FedEx vehicle for delivery
7:09 AM	INDIANAPOLIS, IN	At local FedEx facility

Tuesday, July 6, 2021

1:36 PM	INDIANAPOLIS, IN	At local FedEx facility
---------	------------------	-------------------------

Saturday, July 3, 2021

12:09 PM INDIANAPOLIS, IN At local FedEx facility

Friday, July 2, 2021

3:47 PM INDIANAPOLIS, IN At local FedEx facility

Thursday, July 1, 2021

3:42 PM INDIANAPOLIS, IN At local FedEx facility

Wednesday, June 30, 2021

3:41 PM INDIANAPOLIS, IN At local FedEx facility

Tuesday, June 29, 2021

5:53 PM INDIANAPOLIS, IN At local FedEx facility

Monday, June 28, 2021

5:56 PM INDIANAPOLIS, IN At local FedEx facility

1:39 PM INDIANAPOLIS, IN Delivery exception  
Incorrect address - Recipient moved

7:53 AM INDIANAPOLIS, IN On FedEx vehicle for delivery

6:52 AM INDIANAPOLIS, IN At local FedEx facility

Saturday, June 26, 2021

9:11 AM INDIANAPOLIS, IN At local FedEx facility  
Package not due for delivery

8:02 AM INDIANAPOLIS, IN Arrived at FedEx location

6:00 AM MEMPHIS, TN Departed FedEx location

Friday, June 25, 2021

4:49 PM CHEEKTOWAGA, NY Picked up

11:37 AM Shipment information sent to FedEx

## Shipment Facts

## TRACKING NUMBER

774102596420

## SERVICE

FedEx Standard Overnight

## WEIGHT

4 lbs / 1.81 kgs

## DELIVERY ATTEMPTS

2

## DELIVERED TO

Receptionist/Front Desk

## TOTAL PIECES

1

7/7/2021

Detailed Tracking

RECEIVED NYSCEF: 07/07/2021

## TOTAL SHIPMENT WEIGHT

4 lbs / 1.81 kgs

## TERMS

Shipper

## SHIPPER REFERENCE

340022576

## PACKAGING

FedEx Pak

## SPECIAL HANDLING SECTION

Deliver Weekday

CUSTOMER EXCEPTION REQUEST  
NUMBER (CER)

0628C-29804353, 0701C-30170750

## SHIP DATE

6/25/21 ②

## STANDARD TRANSIT

6/28/21 by 4:30 pm ②

## ACTUAL DELIVERY

7/7/21 at 12:00 pm



July 07, 2021

Dear Customer,

The following is the proof-of-delivery for tracking number: 774102598420

<b>Delivery Information:</b>			
Status:	Delivered	Delivered To:	Receptionist/Front Desk
Signed for by:	E.SHILLING	Delivery Location:	334 N SENATE AVE
Service type:	FedEx Standard Overnight		
Special Handling:	Deliver Weekday		INDIANAPOLIS, IN, 46204
		Delivery date:	Jul 7, 2021 12:00
<b>Shipping Information:</b>			
Tracking number:	774102598420	Ship Date:	Jun 25, 2021
		Weight:	4.0 LB/1.82 KG
Recipient: CT Corporation System, 150 West Market St. Suite 800 INDIANAPOLIS, IN, US, 46204		Shipper: Marco Cercone, Esq., Rupp, Bease, Pfalzgraf 424 Main Street Suite 1600 Buffalo, NY, US, 14202	
Reference	3400.22576		



Paul E. Asfendis  
Director

Gibbons P.C.  
One Pennsylvania Plaza, 37th Floor  
New York, New York 10119-3701  
Direct: (212) 613-2067 Fax: (212) 554-9667  
pasfendis@gibbonslaw.com

July 7, 2021

**VIA ECF**

Erie County Clerk  
25 Delaware Avenue  
Buffalo, NY 14202

**Re: Erie County Medical Center Corp., et al. v. Teva Pharmaceuticals USA, Inc., et al.  
Index No. 806187/2021**

Dear Honorable Clerk:

This firm represents Defendant AmerisourceBergen Drug Corporation ("ABDC"), in the above-referenced litigation. We write regarding the recently filed above referenced action, to advise that the New York Litigation Coordinating Panel has ordered that all opioid product liability cases be heard in Suffolk County in a coordinated litigation. Enclosed is an order dated July 31, 2017 directing the transfer of opioid-related cases to the Supreme Court, Suffolk County, New York, into the case styled "In Re Opioid Litigation," Index No. 400000/2017. As the Erie County Medical Center Corp., et al., action alleges similar causes of action against the same Defendants as those in the actions being transferred to the Supreme Court of Suffolk County, New York, we respectfully request the transfer of this case to the aforementioned coordinated litigation.

Very truly yours,

A handwritten signature in black ink that reads "Paul E. Asfendis". The signature is written in a cursive, flowing style.

Paul E. Asfendis

Enclosures

CC: All Counsel of Record (via ECF)

**E-FILE****SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF SUFFOLK**

---

Index No.: 400000-17

IN RE OPIOID LITIGATION

ORDER

---

---

HON. Terry Garguilo

The New York Litigation Coordinating Panel, having ordered the coordination of all opioid product liability cases be heard in Suffolk County and I having been appointed as the State Coordinating Justice to hear all of the similar opioid product liability matters concerning Purdue Pharma L.P., Purdue Pharma Inc., The Purdue Frederick Company, Inc., Teva Pharmaceuticals USA, Inc., Cephalon, Inc., Johnson & Johnson, Janssen Pharmaceuticals, Inc., OrthoMcNeil-Janssen Pharmaceuticals, Inc. n/k/a Janssen Pharmaceuticals, Inc. Janssen Pharmaceutica, Inc. n/k/a Janssen Pharmaceuticals Inc., Endo Health Solutions, Inc., Endo Pharmaceuticals, Inc., Russell Portenoy, Perry Fine, Scott Fishman, Lynn Webster, and other defendants named therein, hereby:

ORDER, that all of the attached cases be transferred without fee to Justice Terry Garguilo at the Suffolk County Supreme Court at 400 Carleton Avenue, Central Islip, New York 11722; and it is further

ORDERED, that the Suffolk County Clerk shall receive the attached cases transferred from the calendar of other Justices in any other county of the Supreme Court forthwith; and it is further

ORDERED, that all of the attached cases shall be collectively known as the "In Re Opioid Litigation" which, for ease of description, shall be assigned a Suffolk County Index number wherein all similar future cases filed or transferred into the Suffolk County Supreme Court shall be listed sequentially where possible.

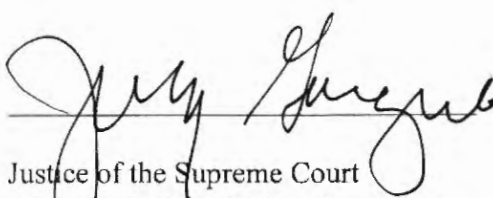
ENTER,

DATED: July <sup>st</sup>31, 2017

**GRANTED**

**JUL 31 2017**

**Judith A. Pascale**  
**CLERK OF SUFFOLK COUNTY**

  
Justice of the Supreme Court  
**HON. JERRY GARGUILO**



**STATE OF NEW YORK SUPREME COURT  
LITIGATION COORDINATING PANEL**

**SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF SUFFOLK**

---

**THE COUNTY OF SUFFOLK,**

**Plaintiff,**

**Index No. 613760/2016**

**v.**

**PURDUE PHARMA L.P.; PURDUE PHARMA INC.;  
THE PURDUE FREDERICK COMPANY, INC.  
TEVA PHARMACEUTICALS USA, INC.,  
CEPHALON, INC.; JOHNSON & JOHNSON;  
JANSSEN PHARMACEUTICALS, INC.;  
ORTHOMCNEIL-JANSSEN PHARMACEUTICALS, INC.  
N/K/A JANSSEN PHARMACEUTICALS, INC.;  
JANSSEN PHARMACEUTICA, INC. N/K/A  
JANSSEN PHARMACEUTICALS, INC.;  
ENDO HEALTH SOLUTIONS INC.;  
ENDO PHARMACEUTICALS, INC.;  
RUSSELL PORTENOY; PERRY FINE;  
SCOTT FISHMAN and LYNN WEBSTER,**

**Defendants.**

---

**ORDER GRANTING  
DEFENDANTS' APPLICATION  
TO COORDINATE CASES  
AND FOR PARTIAL STAY  
PURSUANT TO  
22 NYCRR 202.69**

**AND OTHER MATTERS LISTED IN THE ATTACHED APPENDIX**

Defendants Purdue Pharma L.P., Purdue Pharma, Inc., the Purdue Frederick Company, Inc., Teva Pharmaceuticals USA, Inc., Cephalon, Inc., Johnson & Johnson, Janssen Pharmaceuticals, Inc., Ortho-McNeil-Janssen Pharmaceuticals (now known as Janssen Pharmaceuticals, Inc.), and Janssen Pharmaceutica, Inc. (now known as Janssen Pharmaceuticals, inc.), Endo Health Solutions Inc., and Endo Pharmaceuticals Inc. (collectively, “Defendants”) submitted their application (the “Application”) to the State of New York Litigation Coordinating Panel (the “Panel”) for an order, pursuant to the Uniform Rules for New York State Trial Courts (“Uniform Civil Rules”) § 202.69, directing the pre-trial coordination of nine actions brought against Defendants by the following Counties of the State of New York: County of Broome, County of Dutchess, County of Erie, County of Nassau, County of Orange, County of Seneca, County of Suffolk, County of Schenectady, and County of Sullivan. Upon the request of the Defendants, the Panel had stayed these actions (except the action in the County of Suffolk) during the pendency of this Application.

The Panel considered the Defendants’ Application, as well as the Affirmations from Paul J. Hanly, Jr., Esq., counsel for eight of the nine Plaintiff counties, who have all consented to having coordination of all existing similar cases and any additional similar actions in the Suffolk County Supreme Court, as well as a stay of all actions except the action in Suffolk County during the pendency of this application.

Paul J. Napoli, Esq., who represents the County of Nassau, agrees in an Affirmation to coordinate these cases in Suffolk County, but requests a stay of all of the pending cases to include Suffolk County. There is pending a pre-answer motion to dismiss by the defendants Purdue Pharma, L.P., Purdue Pharma, Inc. and the Purdue Frederick Company, Inc., that was filed on January 23, 2017 in Suffolk County, which is now scheduled for a hearing on July 19, 2017. Counsel for Nassau County seeks to adjourn that potentially dispositive motion as it may have precedential impact under *res judicata*, not only upon the other eight county Plaintiffs with identical pleadings, but also upon Nassau County whose complaint is larger in scope and has added causes of action against numerous other Defendants not sued by the other counties. Therefore, counsel for Nassau County seeks to convert that motion hearing into a discussion

before the Coordinating Justice to conform the Plaintiffs' complaints into a more expansive uniform amended complaint. He also seeks an opportunity to respond in writing and be heard on any motion to dismiss. It is the understanding of the Panel that the motion to dismiss has been adjourned for further consideration.

Since the attorney for the County of Nassau has agreed to coordinate these matters in Suffolk County, this panel will accept his Affirmation of Consent and issue this Order of Coordination in Suffolk County, and will refer all requests for adjournments and other arguments to the Coordinating Justice, designated by the Administrative Judge of Suffolk County.

The Panel, now having considered all of the issues with respect to this Application, including judicial economy, finds that the purposes of Uniform Civil Rules § 202.69 are best served by granting Defendants' Application for coordination, with the consent from Plaintiffs' counsel. Accordingly, and upon due deliberation, it is hereby:

ORDERED, that the actions set forth above and in the appendix shall be Coordinated pursuant to the Uniform Civil Rules § 202.69 before a Coordinating Justice of that county; and it is further

ORDERED, that any actions that allege similar causes of action against the Defendants, that were filed in a Supreme Court of the State of New York, and which remain active, but are not listed in the above caption or the appendix, and any such actions that are filed hereafter shall likewise be Coordinated pursuant to the Uniform Civil Rules § 202.69 in the Supreme Court, County of Suffolk, before a Coordinating Justice of that county, unless the Panel rules otherwise; and it is further

ORDERED, that pursuant to the Uniform Civil Rules § 202.69(c)(1) of the State of New York, the Honorable C. Randall Hinrichs, the Administrative Judge for Civil Matters of the Supreme Court of Suffolk County, shall assign the Coordinating Justice; and it is further

ORDERED, that the Clerk of the Panel shall forthwith transmit a copy of this Decision and Order to counsel for all parties herein, the Justices to whom each of the above actions is currently assigned, and to the Honorable C. Randall Hinrichs, the Administrative Judge for Civil Matters of the Supreme Court of Suffolk County; and it is further

ORDERED, that within 15 days of receipt of a copy of this Order, counsel for the applicants (Defendants) shall serve a copy of the Panel's Decision and Order with notice of entry upon the Clerks of the Supreme Court for the Counties of Broome, Dutchess, Erie, Nassau, Orange, Seneca, Suffolk, Schenectady and Sullivan, who are directed, upon payment of appropriate fees, if any, to transmit the files in the listed actions that are pending in said Counties to the Clerk of the Supreme Court, County of Suffolk; and it is further

ORDERED, that with respect to any additional action that is to be Coordinated as provided in the second ordered provision hereof, upon service of a copy of the Decision and Order of the Panel with notice of entry, together with the affidavit of compliance or the decision of the Panel, upon the Clerk of the Court in which any such additional action is or hereafter shall be pending (other than the Supreme Court, County of Suffolk), said Clerk shall forthwith transfer to the Supreme Court, County of Suffolk, after the payment of appropriate fees, if any, the file in any such additional action that is to be Coordinated as provided in the Decision and Order in compliance with the Uniform Civil Rules § 202.69; and it is further

ORDERED, that the Clerk of the Supreme Court, County of Suffolk, shall assign a County of Suffolk index number, without fee, to any such additional action transferred to that County from another County as provided above and such number shall serve as a means of identification and orderly processing of any such case while it remains in the County of Suffolk for the purpose of Coordination.

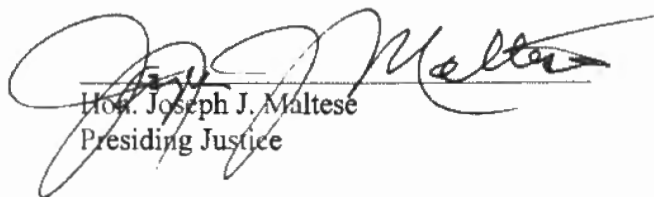
This constitutes the Order of the Panel. The Panel, by its Presiding Justice and with their consent, signs this Order.

Dated: July 17, 2017

Justices of the Panel:

Hon. Joseph J. Maltese,  
Hon. Richard T. Aulisi  
Hon. Joan A. Madden  
Hon. Matthew Rosenbaum

For the Panel:



Hon. Joseph J. Maltese  
Presiding Justice



**APPENDIX****SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF BROOME**

THE COUNTY OF BROOME,

Plaintiff,

v.

PURDUE PHARMA L.P.; PURDUE  
PHARMA INC.; THE PURDUE  
FREDERICK COMPANY, INC.; TEVA  
PHARMACEUTICALS USA, INC.;  
CEPHALON, INC.; JOHNSON &  
JOHNSON; JANSSEN  
PHARMACEUTICALS, INC.; ORTHO-  
MCNEIL-JANSSEN  
PHARMACEUTICALS, INC. N/K/A  
JANSSEN PHARMACEUTICALS, INC.;  
JANSSEN PHARMACEUTICA, INC.  
N/K/A JANSSEN PHARMACEUTICALS,  
INC.; ENDO HEALTH SOLUTIONS INC.;  
ENDO PHARMACEUTICALS, INC.;  
RUSSELL PORTENOY; PERRY FINE;  
SCOTT FISHMAN; and LYNN WEBSTER,

Defendants.

**Index No. EFCA2017000252**

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF ERIE

THE COUNTY OF ERIE,

Plaintiff,

v.

PURDUE PHARMA L.P.; PURDUE  
PHARMA INC.; THE PURDUE  
FREDERICK COMPANY, INC.; TEVA  
PHARMACEUTICALS USA, INC.;  
CEPHALON, INC.; JOHNSON &  
JOHNSON; JANSSEN

PHARMACEUTICALS, INC.; ORTHO-  
MCNEIL-JANSSEN  
PHARMACEUTICALS, INC.  
N/K/A JANSSEN PHARMACEUTICALS,  
INC.; JANSSEN PHARMACEUTICA, INC.  
N/K/A JANSSEN PHARMACEUTICALS,  
INC.; ENDO HEALTH SOLUTIONS INC.;  
ENDO PHARMACEUTICALS, INC.;  
RUSSELL PORTENOY; PERRY FINE;  
SCOTT FISHMAN; and LYNN WEBSTER,

Defendants.

Index No. 801671/2017

**SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF ORANGE**

THE COUNTY OF Orange,

Plaintiff,

v.

PURDUE PHARMA L.P.; PURDUE  
PHARMA INC.; THE PURDUE  
FREDERICK COMPANY, INC.; TEVA  
PHARMACEUTICALS USA, INC.;  
CEPHALON, INC.; JOHNSON &  
JOHNSON; JANSSEN  
PHARMACEUTICALS, INC.; ORTHO-  
MCNEIL-JANSSEN  
PHARMACEUTICALS, INC.  
N/K/A JANSSEN PHARMACEUTICALS,  
INC.; JANSSEN PHARMACEUTICA, INC.  
N/K/A JANSSEN PHARMACEUTICALS,  
INC.; ENDO HEALTH SOLUTIONS INC.;  
ENDO PHARMACEUTICALS, INC.;  
RUSSELL PORTENOY; PERRY FINE;  
SCOTT FISHMAN; and LYNN WEBSTER,

Defendants.

**Index No. EF003572-2017**



**SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF DUTCHESS**

THE COUNTY OF DUTCHESS,

Plaintiff,

v.

PURDUE PHARMA L.P.; PURDUE  
PHARMA INC.; THE PURDUE  
FREDERICK COMPANY, INC.; TEVA  
PHARMACEUTICALS-USA, INC.;  
CEPHALON, INC.; JOHNSON &  
JOHNSON; JANSSEN  
PHARMACEUTICALS, INC.; ORTHO-  
MCNEIL-JANSSEN  
PHARMACEUTICALS, INC.  
N/K/A JANSSEN PHARMACEUTICALS,  
INC.; JANSSEN PHARMACEUTICA, INC.  
N/K/A JANSSEN PHARMACEUTICALS,  
INC.; ENDO HEALTH SOLUTIONS INC.;  
ENDO PHARMACEUTICALS, INC.;  
RUSSELL PORTENOY; PERRY FINE;  
SCOTT FISHMAN; and LYNN WEBSTER,

Defendants.

Index No. 2017-51340

**SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF SENECA**

THE COUNTY OF SENECA,

Plaintiff,

v.

PURDUE PHARMA L.P.; PURDUE  
PHARMA INC.; THE PURDUE  
FREDERICK COMPANY, INC.; TEVA  
PHARMACEUTICALS USA, INC.;  
CEPHALON, INC.; JOHNSON &  
JOHNSON; JANSSEN  
PHARMACEUTICALS, INC.; ORTHO-  
MCNEIL-JANSSEN  
PHARMACEUTICALS, INC.  
N/K/A JANSSEN PHARMACEUTICALS,  
INC.; JANSSEN PHARMACEUTICA, INC.  
N/K/A JANSSEN PHARMACEUTICALS,  
INC.; ENDO HEALTH SOLUTIONS INC.;  
ENDO PHARMACEUTICALS, INC.;  
RUSSELL PORTENOY; PERRY FINE;  
SCOTT FISHMAN; and LYNN WEBSTER,

Defendants.

**Index No. 51181/2017**

**SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF SULLIVAN**

THE COUNTY OF SULLIVAN,

Plaintiff,

v.

PURDUE PHARMA L.P.; PURDUE  
PHARMA INC.; THE PURDUE  
FREDERICK COMPANY, INC.; TEVA  
PHARMACEUTICALS USA, INC.;  
CEPHALON, INC.; JOHNSON &  
JOHNSON; JANSSEN  
PHARMACEUTICALS, INC.; ORTHO-  
MCNEIL-JANSSEN  
PHARMACEUTICALS, INC.  
N/K/A JANSSEN PHARMACEUTICALS,  
INC.; JANSSEN PHARMACEUTICA, INC.  
N/K/A JANSSEN PHARMACEUTICALS,  
INC.; ENDO HEALTH SOLUTIONS INC.;  
ENDO PHARMACEUTICALS, INC.;  
RUSSELL PORTENOY; PERRY FINE;  
SCOTT FISHMAN; and LYNN WEBSTER,

Defendants.

**Index No. 2017/961**

**SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NASSAU**

THE COUNTY OF NASSAU,

Plaintiff,

v.

PURDUE PHARMA L.P.; PURDUE  
PHARMA INC.; THE PURDUE  
FREDERICK COMPANY,  
INC.; TEVA PHARMACEUTICALS USA,  
INC.; CEPHALON, INC.; JOHNSON &  
JOHNSON; JANSSEN  
PHARMACEUTICALS, INC.; ORTHO-  
MCNEIL-JANSSEN  
PHARMACEUTICALS, INC. N/K/A  
JANSSEN PHARMACEUTICALS, INC.;  
JANSSEN PHARMACEUTICA, INC.  
N/K/A JANSSEN PHARMACEUTICALS,  
INC.; ENDO PHARMACEUTICALS, INC.;  
ALLERGAN PLC F/K/A ACTAVIS PLC;  
ACTAVIS, INC. F/K/A WATSON  
PHARMACEUTICALS, INC.; WATSON  
LABORATORIES, INC.; ACTAVIS LLC;  
ACTAVIS PHARMA, INC. F/K/A  
WATSON PHARMA, INC., ENDO  
HEALTH SOLUTIONS INC.; MCKESSON  
CORPORATION; CARDINAL HEALTH,  
INC.; AMERISOURCEBERGEN  
CORPORATION; RUSSELL PORTENOY;  
PERRY FINE; SCOTT FISHMAN; LYNN  
WEBSTER, and MICHAEL BELFIORE,

Defendants.

**Index No. 605477/2017**

**SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF SCHENECTADY**

THE COUNTY OF SCHENECTADY,

Plaintiff,

v.

PURDUE PHARMA L.P.; PURDUE  
PHARMA INC.; THE PURDUE  
FREDERICK COMPANY, INC.; TEVA  
PHARMACEUTICALS USA, INC.;  
CEPHALON, INC.; JOHNSON &  
JOHNSON; JANSSEN  
PHARMACEUTICALS, INC.; ORTHO-  
MCNEIL-JANSSEN  
PHARMACEUTICALS, INC.  
N/K/A JANSSEN PHARMACEUTICALS,  
INC.; JANSSEN PHARMACEUTICA, INC.  
N/K/A JANSSEN PHARMACEUTICALS,  
INC.; ENDO HEALTH SOLUTIONS INC.;  
ENDO PHARMACEUTICALS, INC.;  
RUSSELL PORTENOY; PERRY FINE;  
SCOTT FISHMAN; and LYNN WEBSTER,

Defendants.

Index No. 2017/1209

**SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF ERIE**

ERIE COUNTY MEDICAL CENTER CORP., ET  
AL.,

Plaintiff,

-against-

TEVA PHARMACEUTICALS USA, INC., ET AL.,

Defendants.

Index No.: 806187/2021

**STIPULATION  
EXTENDING  
DEFENDANTS' TIME TO  
ANSWER**

**WHEREAS**, Plaintiffs Erie County Medical Center Corporation; Catholic Health System, Inc.; Sisters of Charity Hospital of Buffalo, New York; Mercy Hospital of Buffalo; Kenmore Mercy Hospital; Mount St. Mary's Hospital of Niagara Falls; Ellis Hospital Foundation, Inc.; Kaleida Health; Olean General Hospital; Niagara Falls Memorial Medical Center; and St. Luke's Cornwall Hospital filed a Summons and Complaint (NYCEF No. 1) against numerous Defendants, including Abbott Laboratories and Abbott Laboratories Inc., on May 11, 2021; and

**WHEREAS**, counsel for Plaintiffs and counsel for Abbott Laboratories and Abbott Laboratories Inc. have discussed and agreed to extend the time for Abbott Laboratories and Abbott Laboratories Inc. to answer, move to dismiss, or otherwise respond to the Complaint; now, therefore,

**IT IS HEREBY STIPULATED AND AGREED** by and between the undersigned attorneys that:

1. The time within which Abbott Laboratories and Abbott Laboratories Inc. may answer, move to dismiss, or otherwise respond to the Complaint is hereby extended to and including August 25, 2021.

2. By entering into this stipulation, the parties do not waive or prejudice any other claims or defenses that they may have.

3. For the purposes of this stipulation, transmission by electronic mail or facsimile of a signed copy of this agreement shall be as valid and binding on the parties as an original, and electronic signatures shall be treated as originals.

Dated: New York, New York  
July 8, 2021

/s/ Alexia R. Brancato  
KIRKLAND & ELLIS LLP  
Alexia R. Brancato  
601 Lexington Avenue  
New York, NY 10022  
Tel: (212) 446-4800  
Fax: (212) 446-4900  
Email: alexia.brancato@kirkland.com

Brenton Rogers (*pro hac vice forthcoming*)  
Eric White (*pro hac vice forthcoming*)  
300 North LaSalle  
Chicago, IL 60654  
Tel: (312) 862-2000  
Fax: (312) 862-2200  
Email: [brogers@kirkland.com](mailto:brogers@kirkland.com)  
[eric.white@kirkland.com](mailto:eric.white@kirkland.com)

Daniel T. Donovan (*pro hac vice forthcoming*)  
Kirkland & Ellis LLP  
1301 Pennsylvania Ave. N.W.  
Washington, DC 20004  
Tel: (202) 389-5000  
Fax: (202) 389-5200  
Email: [ddonovan@kirkland.com](mailto:ddonovan@kirkland.com)

*Attorneys for Defendants Abbott  
Laboratories and Abbott Laboratories Inc.*

/s/ Sterling Aldridge  
BARRETT LAW GROUP, P.A.  
Sterling Aldridge (*pro hac vice forthcoming*)  
404 Court Square North  
P.O. Box 927  
Lexington, MS 39095  
Tel: (662) 834-2488  
Fax: (662) 834-2628  
[saldridge@barrettlawgroup.com](mailto:saldridge@barrettlawgroup.com)

*Counsel for Plaintiffs*